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Ontario

LAWS, STATUTES, ETC.

# REVISED REGULATIONS

OF

## ONTARIO, 1980

A REVISION AND CONSOLIDATION OF REGULATIONS  
PUBLISHED UNDER THE AUTHORITY OF  
THE REGULATIONS REVISION ACT, 1979

### VOLUME III





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## REGULATION 235

### under the Day Nurseries Act

#### GENERAL

##### 1. In this Regulation,

- (a) "architect" means an architect who is a member in good standing of the Ontario Association of Architects;
- (b) "charitable corporation" means a corporation without share capital having objects of a charitable nature,
  - (i) to which Part III of the *Corporations Act* applies, or
  - (ii) that is incorporated under a general or special Act of the Parliament of Canada;
- (c) "handicapped children" means children who have a physical or mental impairment that is likely to continue for a prolonged period of time and who as a result thereof are limited in activities pertaining to normal living as verified by objective psychological or medical findings and includes children with a developmental handicap;
- (d) "parent" means a person with whom a dependent child resides and upon whom the child is dependent for support and maintenance;
- (e) "person in need" means,
  - (i) a person eligible for benefit under the *Family Benefits Act*,
  - (ii) a person eligible for general assistance under the *General Welfare Assistance Act*, or
  - (iii) a person who by reason of financial hardship, inability to obtain regular employment, lack of the principal family provider, illness, disability or old age, has available daily income as determined by the welfare administrator in accordance with Form 7, that is less than the per diem cost of providing day nursery services or private-home day care, as the case may be, to his dependent child or dependent children;
- (f) "professional engineer" means a professional engineer who is a member in good standing of the Association of Professional Engineers of the Province of Ontario;

- (g) "supervisor" means a person, approved by a Director, who plans and directs the program of a day nursery and who is directly in charge of the children. O. Reg. 547/71, s. 1; O. Reg. 148/74, s. 1; O. Reg. 826/74, s. 1; O. Reg. 380/79, s. 1 (1); O. Reg. 380/79, s. 2.

2.—(1) A charitable corporation that operates or proposes to operate a day nursery for handicapped children is a class of corporation that may be approved under section 6 of the Act.

##### (2) A corporation,

- (a) that is a charitable corporation; or
- (b) to which the *Co-operative Corporations Act* applies and whose articles provide that the corporation shall be carried on without the purpose of gain for its members and that any profits or other accretions to the corporation shall be used in promoting its objects,

that operates or proposes to operate a day nursery is a class of corporation that may be approved under section 6 of the Act. O. Reg. 380/79, s. 3.

#### BUILDING AND ACCOMMODATION

3.—(1) Every operator applying for a licence under section 11 of the Act shall file with a Director evidence that the premises used or to be used as a day nursery comply with,

- (a) the laws affecting the health of inhabitants of the municipality or the reserve of a band, as the case may be, in which the day nursery is located;
- (b) any rule, regulation, direction or order of the local board of health and any direction or order of the local medical officer of health;
- (c) any by-law of the municipality in which the day nursery is located or any by-law of the council of the band on the reserve on which the day nursery is located, as the case may be, and any other law for the protection of persons from fire hazards;
- (d) any restricted area, standard of housing or building by-law passed by the municipality in which the day nursery is located pursuant to Part III of the *Planning Act* or any predecessor thereof and, where the day nursery is located on the reserve of a band, any by-law of

the council of the band on the reserve to regulate the construction, repair or use of buildings;

- (e) the requirements of Regulation 87 of Revised Regulations of Ontario, 1980 made under the *Building Code Act*; and
- (f) the requirements of Regulation 794 of Revised Regulations of Ontario, 1980 made under the *Power Corporation Act*. O. Reg. 380/79, s. 4.

(2) No premises shall be used as a day nursery until a letter from the local fire chief has been received by a Director certifying that the premises meet all the requirements of any statute, regulation or by-law relating to the protection from fire of persons using the premises. R.R.O. 1970, Reg. 160, s. 2 (2); O. Reg. 380/79, s. 1 (1).

4. Before a new building is erected or an existing building is used, altered or renovated for use as a day nursery, the plans, including those of the playground area for the day nursery shall be approved by a Director except where the plans are approved by the Minister under section 21 and provision shall be made for,

- (a) adequate space for play, toilet, washing, dressing, eating and resting;
- (b) adequate facilities and space for,
  - (i) the preparation of food,
  - (ii) an office,
  - (iii) a room for the supervising staff, and
  - (iv) the temporary isolation of children;
- (c) adequate storage space for food, beds, bedding, cleaning equipment and medical supplies;
- (d) a compact layout of the rooms conducive to easy supervision of children, but avoiding unnecessary halls and corridors;
- (e) except in the case of a day nursery for handicapped children first licensed under the Act on or after the 1st day of January, 1972, activity room space approved by the Director of a minimum of 2.8 square metres of floor space and 7 cubic metres of air space for every child enrolled;
- (f) in the case of a day nursery for handicapped children first licensed under the Act on or after the 1st day of January, 1972, a minimum activity room space approved by the Director,
  - (i) for every enrolled child up to and including five years of age of 5.6 square metres of floor space and 14 cubic metres of air space, and
  - (ii) for every enrolled child six years of age or over, up to and including eighteen years of age of 7 square metres of floor space and 17.5 cubic metres of air space,
- (g) a minimum of one sleeping room in addition to activity room space for every ten children enrolled under two years of age;
- (h) except in the case of a day nursery for handicapped children first licensed under the Act on or after the 1st day of January, 1972, a minimum of,
  - (i) two separate activity rooms where more than twenty-five children from two to five years of age, both inclusive, are enrolled, and
  - (ii) one separate activity room for every thirty children enrolled from six to nine years of age, both inclusive;
- (i) in the case of a day nursery for handicapped children first licensed under the Act on or after the 1st day of January, 1972, a minimum of,
  - (i) activity room space consisting of two separate areas where not more than ten children are enrolled, and
  - (ii) one additional separate area of activity room space for every additional ten children enrolled;
- (j) in the case of a day nursery for handicapped children first licensed under the Act on or after the 1st day of January, 1972, the separation of children under ten years of age from children ten years of age to eighteen years of age and where one building is used for both of the said age groups, a separate entrance for each of the said age groups, unless the Director has approved the use of a single entrance for both age groups;
- (k) adequate ventilation, lighting and heating of all rooms;
- (l) walls, ceilings and floors to be finished in attractive colours and with materials that are easily washable;
- (m) adequate protection for children in respect of exits, radiators or other heating equipment and other hazards;
- (n) except in the case of a day nursery for handicapped children first licensed under



the Act on or after the 1st day of January, 1972, the location of all rooms,

- (i) for the use of children under six years of age, on or below the second storey, and
- (ii) for the use of children six to nine years of age, both inclusive, on or below the third storey,

unless the Director otherwise approves; and

- (o) the location of all rooms for the use of children on or below the second storey in the case of a day nursery for handicapped children first licensed under the Act on or after the 1st day of January, 1972, unless the Director otherwise approves. O. Reg. 148/74, s. 3; O. Reg. 380/79, s. 5; O. Reg. 636/80, s. 1.

5. Every day nursery shall have a playground and the playground shall,

- (a) have a minimum play space,
  - (i) of 3.7 square metres separated from the play space of older children for each child under two years of age, in attendance,
  - (ii) of 5.6 square metres for each child from two years of age or over, up to and including six years of age, in attendance,
  - (iii) of 7 square metres for each child from six years of age or over, up to and including nine years of age, in attendance, and
  - (iv) in the case of a day nursery for handicapped children first licensed under the Act on or after the 1st day of January, 1972, of 7 square metres for each child enrolled;
- (b) be fenced on all sides and furnished with gates equipped with bolts or catches;
- (c) be suitably surfaced and drained;
- (d) be of such shape as to make constant supervision of the children possible;
- (e) be maintained in a safe and sanitary condition; and
- (f) be adequately equipped for outdoor program. R.R.O. 1970, Reg. 160, s. 4; O. Reg. 547/71, s. 4; O. Reg. 148/74, s. 4; O. Reg. 380/79, s. 6; O. Reg. 636/80, s. 2.

#### EQUIPMENT AND FURNISHINGS

6.—(1) The equipment and furnishings of a day nursery shall include,

- (a) tables and chairs of a size suitable for the children enrolled;
- (b) cupboard space to make play equipment easily accessible to the children;
- (c) play materials and equipment in sufficient quantity for the number of children enrolled and of a type suitable for the ages of the children enrolled;
- (d) individual washcloths, towels and combs;
- (e) individual drinking cups;
- (f) individual cubicles or hooks arranged in such a manner that each child's clothing can be kept separate and within easy reach of the child;
- (g) moisture-resistant material to cover mattresses;
- (h) washable covers for canvas cots;
- (i) sufficient blankets to maintain adequate warmth for the children during the rest period;
- (j) suitable furnishings in the office and staff room for the efficient administration of the nursery and adequate comfort of the staff; and
- (k) a cot, child's table and chair in the isolation room. O. Reg. 547/71, s. 5, *part*.

(2) Except for a day nursery for handicapped children first licensed under the Act on or after the 1st day of January, 1972, the equipment and furnishings of a day nursery shall include,

- (a) where there are children under two years of age enrolled,
  - (i) at least one flush toilet or hospital service sink and a table or counter space for dressing for every ten children in that age group in attendance,
  - (ii) adequate storage facilities clearly marked with the child's name for the needs of every child in that age group, and
  - (iii) a crib on wheels clearly marked with the child's name for every child in that age group;
- (b) where there are children from two to six years of age, both inclusive, enrolled,
  - (i) at least one wash basin and flush toilet for every fifteen children in

that age group in attendance with a step if necessary to make them accessible to the children, and

- (ii) a separate cot clearly marked with the child's name for every child in this age group in attendance for a full day session; and

- (c) where there are children from six to nine years of age, both inclusive, enrolled,

- (i) separate washrooms for the boys and girls in that age group and at least one flush toilet and wash basin in each washroom for every fifteen children in that age group in attendance, but a urinal may be substituted for one flush toilet in the boys' washroom where more than one such toilet is required, and

- (ii) a separate cot or resting pad of adequate thickness, each clearly marked with the child's name, for every child in that age group in attendance for a full day session. O. Reg. 547/71, s. 5, *part*; O. Reg. 184/74, s. 5 (1).

(3) The equipment and furnishings of a day nursery for handicapped children first licensed under the Act on or after the 1st day of January, 1972, shall include,

- (a) at least two flush toilets, two hospital sinks and two tables or counterspaces for changing or dressing for every fifteen children enrolled who might be in need of these hygienic services, unless a Director otherwise approves;

- (b) at least two wash basins and two flush toilets for every fifteen children enrolled, unless a Director otherwise approves;

- (c) separate washrooms for boys and girls with at least one flush toilet and one wash basin in each washroom and at least one urinal in the boys' washroom; and

- (d) adequate storage facilities clearly marked with the child's name for the needs of each child, and

- (i) a separate cot clearly marked with the child's name for every child under six years of age in attendance for more than a half day session, and

- (ii) a separate cot or resting pad of adequate thickness, each clearly marked with the child's name for every child from six to eighteen

years of age in attendance for more than a half day session. O. Reg. 547/71, s. 5, *part*; O. Reg. 148/74, s. 5 (2); O. Reg. 380/79, s. 1 (1).

#### MAINTENANCE

7. The operator shall ensure that the day nursery,

- (a) is kept in a clean and sanitary condition;

- (b) is swept and dusted at times when the rooms are not occupied by the children;

- (c) is kept in a good state of repair in respect of premises and equipment; and

- (d) is adequately lighted and ventilated while being used by the children. R.R.O. 1970, Reg. 160, s. 6.

#### ENROLMENT AND RECORDS

8.—(1) The maximum number of children enrolled in a day nursery shall be determined by the available space and number of staff required by this Regulation. R.R.O. 1970, Reg. 160, s. 7 (1).

(2) The operator shall keep on the premises of the day nursery records maintained up to date and available for inspection at all times that shall include in respect of every child enrolled in the day nursery,

- (a) an application for enrolment in Form 8 made by the parent or guardian of the child;

- (b) the name, home address and date of birth of the child;

- (c) the names and home address of the parents or guardian of the child;

- (d) the place at which a parent or guardian can be reached in case of emergency during the hours when the child is in the care of the day nursery;

- (e) the date of admission of the child;

- (f) the date of discharge of the child;

- (g) particulars of the daily attendance of the child;

- (h) particulars of the nutrition and monthly growth of every child who is under two years of age;

- (i) measurement of the height and weight of the child;

- (j) a record of the child's previous communicable diseases and immunization;

- (k) recommendations for any necessary medical treatment;
- (l) any special requirements in respect of diet, rest or exercise;
- (m) the name and address of the family physician of the child; and
- (n) recommendations for individual training programs for each handicapped child enrolled. R.R.O. 1970, Reg. 160, s. 7 (2); O. Reg. 547/71, s. 6; O. Reg. 239/72, s. 1; O. Reg. 148/74, s. 6.

## DAILY PROCEDURE

9.—(1) The operator shall establish a daily timetable for programs suited to the ages of the children in attendance and such time-tables shall be consistently followed.

(2) The time-table shall be available for inspection at all times and shall list the program of outdoor and indoor play, toilet and washroom routine, and meal and rest periods. R.R.O. 1970, Reg. 160, s. 8 (1, 2).

(3) The daily program for the children in the day nursery shall be conducted so that,

- (a) each child in attendance under the age of two years plays or sleeps outdoors for at least two hours when the weather is suitable unless otherwise advised by a physician;
- (b) each child more than two years of age in attendance for a full day session plays outdoors for at least two hours unless otherwise advised by a physician and has a rest period of at least one hour;
- (c) children not yet able to walk are separated during play periods from other children;
- (d) children from two to five years of age, both inclusive, in attendance are separated during play periods from older children;
- (e) children in attendance are not at any time to be left without staff supervision;
- (f) corporal punishment of the children is not permitted; and
- (g) it conforms with any other standards established by a Director. R.R.O. 1970, Reg. 160, s. 8 (3); O. Reg. 547/71, s. 7 (1); O. Reg. 380/79, s. 1 (1).

(4) The program in a day nursery for handicapped children shall be conducted,

- (a) so that a motivating environment is created;

- (b) to allow mobility in the grouping of the children and flexibility in the arrangement of training facilities;
- (c) so that adequate areas are provided for the care and training of handicapped children;
- (d) to provide sensory training and the learning of functional skills;
- (e) to allow for both individual and small group training; and
- (f) to provide physical activities, speech and occupational therapy. O. Reg. 148/74, s. 7.

## NUTRITION

10.—(1) The operator shall provide,

- (a) nourishment for any child under two years of age attending the day nursery in accordance with written instructions from his parent or guardian respecting his diet;
- (b) except in the case of a day nursery for developmentally handicapped children, a mid-day meal consisting of a hot lunch for children six years of age and over and under ten years of age, who attend the day nursery for more than six hours in a day;
- (c) except in the case of a day nursery for developmentally handicapped children, a mid-day meal consisting of a full-course hot dinner for children two years of age and over and under six years of age who attend the day nursery for more than six hours a day;
- (d) a mid-day meal consisting of a full-course hot dinner for children up to eighteen years of age who attend a day nursery for developmentally handicapped children for more than a half day session; and
- (e) nourishing food at such other times or intervals as a Director may require for any child two years of age and older attending the day nursery. R.R.O. 1970, Reg. 160, s. 9 (1); O. Reg. 547/71, s. 8; O. Reg. 148/74, s. 8; O. Reg. 380/79, s. 1 (1); O. Reg. 380/79, s. 7.

(2) The preparation of food for the children attending a day nursery shall be under the supervision of a person having knowledge of the nutritional needs and proper eating habits of young children.

(3) Menus for the children attending a day nursery shall be prepared at least one week in advance and shall be available for inspection at any time. R.R.O. 1970, Reg. 160, s. 9 (2, 3).



## HEALTH AND MEDICAL SUPERVISION

11.—(1) Before his admission to a day nursery and from time to time thereafter a child shall be given immunization as required by the local medical officer of health.

(2) A daily inspection of every child in the day nursery shall be made before the child begins to associate with other children by a person familiar with the children and competent to recognize the symptoms of communicable disease and ill-health.

(3) If a child in a day nursery develops symptoms of illness he shall be isolated from the other children, in a separate room reserved for the purpose, until he can be examined by a legally qualified medical practitioner or safely removed.

(4) Where a serious accident or illness occurs to a child in a day nursery the supervisor shall forthwith,

- (a) obtain all necessary medical assistance; and
- (b) notify the parent or guardian of the child.

R.R.O. 1970, Reg. 160, s. 10 (1-4).

(5) The operator shall keep at the day nursery a first-aid kit readily available for emergency treatment and fully stocked as approved by a Director. R.R.O. 1970, Reg. 160, s. 10 (5); O. Reg. 380/79, s. 1 (1).

(6) The operator shall permit at any time inspection of the day nursery by the local medical officer of health or any person designated by him and recommendations made for the health and nutrition of a child shall be carried out by the staff of the day nursery. R.R.O. 1970, Reg. 160, s. 10 (6).

12.—(1) The supervisor of a day nursery shall establish a procedure as directed by a nurse registered under Part IV of the *Health Disciplines Act* or by a legally qualified medical practitioner for the administration of any drug or medication prescribed by a legally qualified medical practitioner for any child attending the day nursery.

(2) The supervisor of a day nursery shall keep in a locked cupboard all drugs and medications on the premises of the day nursery and the keys to such cupboard shall be kept in his custody or in the custody of some other employee of the nursery designated by him and the person having custody of the keys shall be responsible for the removal of any drugs or medications from the cupboard and for the administration in accordance with the procedure established under subsection (1) of any prescription drug or medication.

(3) A daily record signed by the supervisor or person having custody of the keys shall be kept of all prescription drugs and medications showing

the amounts dispensed and the amounts on hand and in addition there shall be kept all records required under the *Narcotic Control Act* (Canada). O. Reg. 148/74, s. 9.

## FIRE DRILL AND EMERGENCY INFORMATION

13. The operator shall ensure that,

- (a) a procedure approved by the local fire chief is established and followed in the case of fire, and the procedure shall include the duties of each member of the staff;
- (b) the staff and children of the day nursery are instructed in the procedure established under clause (a), the procedure is posted in a conspicuous place in the day nursery, and a written record is kept of fire drills and inspections, and tests of fire equipment; and
- (c) addresses and telephone numbers of staff members, substitute staff, the local medical officer of health, a physician, a taxi, an ambulance, a hospital, the fire department and police force, and other emergency information are listed on a card posted in an accessible place in the day nursery. R.R.O. 1970, Reg. 160, s. 11.

## STAFF

14.—(1) Every day nursery shall have a supervisor who, in the opinion of a Director,

- (a) is sympathetic to the welfare of children;
- (b) has a specialized knowledge of and adequate experience in the methods of child guidance suited to the ages of children eligible for enrolment; and
- (c) is suitable in respect of age, health and personality to occupy the position.

R.R.O. 1970, Reg. 160, s. 12 (1); O. Reg. 380/79, s. 1 (1).

(2) In addition to the supervisor the operator shall employ, for the supervision of the children enrolled in the day nursery, a staff having specialized knowledge and adequate experience in the methods of child guidance for the ages of the children supervised. R.R.O. 1970, Reg. 160, s. 12 (2).

(3) The number of staff, including the supervisor, required for the supervision of children enrolled in a day nursery shall be determined in accordance with Schedule 1 except where a Director authorizes a change in the required number. O. Reg. 148/74, s. 10; O. Reg. 380/79, s. 1 (1).

(4) There shall be two adults in attendance on the premises of a day nursery at all times while there are four or more children in the day nursery under six years of age.

(5) Every member of the supervisory and house-keeping staff of a day nursery, before commencing his employment and thereafter, as may be required by the medical officer of health, shall be medically examined by a legally qualified medical practitioner and shall obtain from him a certificate that he is free from communicable diseases and in particular that he has had a chest X-ray that shows negative for tuberculosis.

(6) The operator shall ensure that every certificate obtained under subsection (5) is filed in the day nursery. R.R.O. 1970, Reg. 160, s. 12 (4-6); O. Reg. 232/71, s. 2.

#### FINANCIAL RECORDS AND RETURNS

15.—(1) Every operator shall keep adequate financial records for any day nursery operated by him.

(2) The financial records of a day nursery shall show at least the,

- (a) assets;
- (b) liabilities;
- (c) income;
- (d) expenses; and
- (e) accumulated surplus and deficit,

of the day nursery. R.R.O. 1970, Reg. 547/71, s. 13 (1, 2).

16.—(1) Every operator of a day nursery shall, in respect of each day nursery operated by him, furnish to a Director such financial and statistical information as the Director may from time to time require. O. Reg. 232/71, s. 3; O. Reg. 380/79, s. 1 (1).

(2) Every municipality and band shall, in respect of day nursery services or private-home day care that it purchases pursuant to any agreement entered into under the Act, furnish to a Director such financial and statistical information as he may from time to time require. O. Reg. 239/72, s. 2; O. Reg. 380/79, s. 1 (1).

#### COMPUTATION OF PROVINCIAL GRANT

17.—(1) In this section,

- (a) "liquid assets" means cash, bonds, debentures, stocks, the beneficial interest in assets held in trust and available to be used for maintenance, and any other assets that can be readily converted into cash;
- (b) "welfare administrator" means a municipal welfare administrator, a regional welfare administrator or a welfare ad-

ministrator of a band, as the case may be, appointed under the *General Welfare Assistance Act*. R.R.O. 1970, Reg. 160, s. 14 (1); O. Reg. 232/71, s. 4 (1); O. Reg. 239/72, s. 3 (1); O. Reg. 148/74, s. 12 (1); O. Reg. 826/74, s. 3; O. Reg. 310/78, s. 2 (1).

(2) In determining a person in need there may be excluded in determining available income an exemption on net earnings not exceeding an amount equal to 25 per cent of the monthly net earnings of the person and the monthly net earnings of his dependants who are adults.

(3) In determining a person in need the welfare administrator shall take into account the liquid assets that are available. O. Reg. 310/78, s. 2 (2).

18.—(1) In this section,

- (a) "cost" means the gross expenditure reasonable and necessary for providing day nursery services or private home day care, or both, less income other than revenue from fees;
- (b) "dependent child" means a child who resides with a parent and is dependent upon the parent for support and maintenance; and
- (c) "net cost" means cost less revenue from fees. O. Reg. 310/78, s. 3, *part*.

(2) Every municipality, band or approved corporation claiming a payment under section 19 shall annually before a date fixed by a Director in each year prepare and submit to a Director on a form provided by a Director, an estimate of costs, revenue and subsidy payable for the next fiscal year and such estimate shall be subject to the approval of the Director.

(3) A municipality, band or approved corporation may at any time during the fiscal year after the estimate has been approved by a Director, submit an amendment to the estimate for the fiscal year and such amendment shall be subject to the approval of the Director.

(4) The Director may approve the amount of any estimate or amendment thereto, as the case may be, as submitted under subsection (2) or (3) or the Director may vary the amount of the estimate or the amendment and approve the amount as so varied.

(5) Subject to subsection (6), an amount payable to a municipality, band or approved corporation shall be calculated in accordance with section 19 provided that the total amount payable shall not exceed the total amount of the estimate as finally approved by a Director under subsection (4).

(6) An amount paid under section 19 for a fiscal year may be adjusted upon receipt of the annual financial statement of the approved corporation referred to in



section 30 or the financial information of the municipality or band referred to in section 16, as the case may be.

(7) The amount of an adjustment referred to in subsection (6) shall either be paid to the municipality, band or approved corporation by Ontario or refunded by the municipality, band or approved corporation to Ontario, as the case may be.

(8) The moneys paid under this section to a municipality, band or approved corporation shall be expended by the municipality, band or approved corporation, as the case may be, only in accordance with the estimate finally approved by a Director under subsection (4).

(9) Every municipality, band or approved corporation applying for a payment under section 8 of the Act shall apply to a Director on a form provided by a Director before the 20th day of the month following the month for which the payment is claimed.

(10) Any part approved by a Director of the estimated monthly amount payable under section 19 may be paid in advance of making an application under subsection (9), subject to adjustment upon receipt by a Director of an application under subsection (9) for that month. O. Reg. 380/79, s. 8.

19.—(1) Subject to subsection (3), the amount payable under section 8 of the Act to a municipality or band is,

- (a) 80 per cent of the net cost of providing day nursery services to a child in attendance at a day nursery operated by the municipality or band; and
- (b) 80 per cent of the net cost incurred under an agreement to provide day nursery services or private-home day care, or both, to a dependent child whose parent is a person in need.

(2) Subject to subsection (3), the amount payable under section 8 of the Act to an approved corporation is 80 per cent of the cost of providing day nursery services in a day nursery operated by the corporation to a dependent child whose parent is a person in need provided the amount payable under the Act shall be calculated such that the amount payable plus the fees payable by the parents who are persons in need shall not exceed the cost.

(3) The amount payable under section 8 of the Act in respect of handicapped children in the following programs is,

- (a) to a municipality, band or approved corporation for providing day nursery services to a handicapped child in attendance at a day nursery operated by the municipality, band or approved corporation,
    - (i) 100 per cent of the net cost for each handicapped child five years of age or older, and
    - (ii) 87 per cent of the cost for each handicapped child under five years of age provided the amount payable under the Act shall be calculated such that the amount payable plus the fees payable by the parents shall not exceed the cost; and
  - (b) to a municipality or band, under an agreement to provide day nursery services, 87 per cent of the cost incurred under the agreement to provide day nursery services to any dependent child who is a handicapped child under five years of age whose parent is a person in need provided the amount payable under the Act shall be calculated such that the amount payable plus the fees payable by the parents who are persons in need shall not exceed the cost. O. Reg. 380/79, s. 9, *part*.
- 20.—(1) In this section and sections 21, 22 and 23,
- (a) “actual cost” means the cost of a building project and includes,
    - (i) fees payable for the services of an architect, professional engineer, or other consultant,
    - (ii) the cost of purchasing and installing furnishings and equipment,
    - (iii) the cost of land surveys, soil tests, permits, licences and legal fees,
    - (iv) the cost of paving, sodding and landscaping, and
    - (v) the cost of acquiring the land necessary for the building project;
  - (b) “approved cost” means that portion of the actual cost of a building project approved by the Minister;
  - (c) “architect” means an architect who is a member in good standing of the Ontario Association of Architects;
  - (d) “building project” means a project composed of one or more of the following elements:
    - (i) the purchase or other acquisition of all or any part of an existing building or buildings including the land contiguous thereto,
    - (ii) any renovations or alterations to an existing building or buildings,
    - (iii) additions to an existing building or buildings,
    - (iv) the purchase or other acquisition of vacant land for the purpose of con-

structing a building or buildings thereon,

- (v) the erection of a new building, or any part thereof,
- (vi) the demolition of a building, and
- (vii) the installation of public utilities, sewers and items or services necessary for access to the land or building or buildings.

(2) The amount of a payment under section 9 of the Act to a municipality, band or approved corporation for those elements of a building project referred to in subclauses (1) (d) (i), (iii), (iv), (v), (vi) and (vii) shall be equal to 50 per cent of the approved cost of the building project.

(3) The amount of a payment under section 9 of the Act to a municipality, band or approved corporation for those elements of a building project referred to in subclause (1) (d) (ii) shall be equal to 80 per cent of the approved cost of the building project.

(4) Notwithstanding subsections (2) and (3), the amount of a payment under section 9 of the Act to an approved corporation for a building project for a day nursery for handicapped children shall be equal to 80 per cent of the approved cost of the building project. O. Reg. 380/79, s. 9, *part*.

21.—(1) An application for a payment under section 9 of the Act for a building project shall be made to the Minister on a form provided by the Minister.

(2) An applicant who applies under subsection (1) shall file with the Minister two copies of a site plan showing the location of the building or buildings, if any, on the site and, in the case of a building project with one or more of the elements referred to in subclauses 20 (1) (d) (i), (ii), (v) or (vii),

- (a) building plans and specifications prepared by an architect or professional engineer showing the structure, fixtures and arrangements of the building or buildings and describing the areas of the building or buildings to be used for the purposes of the Act; or
- (b) where the Minister approves, structural sketches and specifications prepared by a person other than an architect or professional engineer describing the building or buildings and the areas of the building or buildings or contiguous to the building or buildings to be used for the purposes of the Act,

and the site plan, the building plans and specifications or the structural sketches and specifications, as the case may be, shall be approved by the Minister.

(3) No plan, specification or structural sketch filed with the Minister shall be amended or altered without

the approval of the Minister. O. Reg. 380/79, s. 9, *part*.

22.—(1) No payment under section 9 of the Act shall be made for a building project except where,

- (a) the building project has been approved by the Minister;
- (b) the approved cost has been determined; and
- (c) the approvals of the Minister under section 6 of the Act and subsections 20 (2) and (3), subsections 21 (2) and (3) and section 23 of this Regulation have been obtained.

(2) An approval of a building project by the Minister referred to in subsection (1) expires on the first anniversary of the date upon which the approval is given unless the building project has been commenced before such anniversary date.

(3) A payment under section 9 of the Act may be paid as a single payment or in two or more instalments and, except where the Minister directs otherwise, the aggregate of the amounts of the payments made at any point in time shall not exceed,

- (a) an amount that bears the same proportion to the estimated total payment as the amount of progress made at the time towards completion of the project bears to the total estimated amount of work required for completion; or
- (b) an amount that bears the same proportion to the estimated total payment as the amount of cost incurred at the time bears to the total estimated cost of the project,

whichever is the greater.

(4) A single payment, or in the case of payment in two or more instalments, the final payment of an amount payable for a building project shall not be made until,

- (a) an architect or professional engineer certifies, or the Minister is otherwise satisfied, that the building project has been completed in accordance with the plans filed under clause 21 (2) (a) or the sketches thereof approved by the Minister under clause 21 (2) (b) and the building or addition is ready for use and occupancy; and
- (b) the applicant for the payment submits a report stating,

(i) the actual cost of the building project,

(ii) that the total of the unpaid accounts applicable to the building project does not exceed the amount of the grant remaining to be paid,

- (iii) that the amount of the grant remaining to be paid will be applied first to the payment of the unpaid accounts, and
- (iv) that all refundable sales tax has been taken into account. O. Reg. 380/79, s. 9, *part*.

23. No applicant for or recipient of a payment under section 9 of the Act for a building project shall,

- (a) acquire a building or land for the building project;
- (b) call tenders for the building project;
- (c) commence construction of the building project; or
- (d) erect any temporary or permanent sign, tablet or plaque on the site or building project,

without the approval of the Minister. O. Reg. 380/79, s. 9, *part*.

24. Expenditures incurred by a municipality, band or approved corporation for furnishings or equipment that are not replacements or for repairs to or maintenance of a capital asset, that,

- (a) are, in the opinion of the Minister, necessary for the efficient operation of the day nursery and the cost of which is not excessive for the purpose; and
- (b) are in excess of \$300,

are, where the Minister so approves, capital expenditures for which a grant may be paid, upon application by the municipality, band or approved corporation, in an amount equal to 80 per cent of the approved expenditures incurred. O. Reg. 380/79, s. 9, *part*.

25. Every municipality, band or approved corporation that receives a payment under this Regulation shall keep and maintain an inventory of all furnishings and equipment acquired by the municipality, band or approved corporation, as the case may be, and the inventory shall set forth each addition to or removal from inventory and the reasons therefor and shall be prepared in such manner and contain such additional information as a Director may require. O. Reg. 380/79, s. 9, *part*.

#### PRIVATE-HOME DAY CARE

26.—(1) In this section and in Forms 8 and 9,

- (a) "day-care provider" means the person on the premises where the private-home day-care is furnished who is directly in charge of the children;

- (b) "supervised private-home day care" means private-home day care furnished on premises that is subject to inspection under clause (2) (a). O. Reg. 239/72, s. 4, *part*; O. Reg. 148/74, s. 16 (1); O. Reg. 380/79, s. 10 (1).

(2) Where private-home day care is furnished under an agreement entered into under section 4 or section 8 of the Act between a municipality, a council of a band or the Minister and a person or organization,

- (a) the premises where the private-home day care is furnished shall be inspected on behalf of the municipality, council of the band or Minister, as the case may be, at least every three months or at such more frequent intervals as the municipality, council of the band or Minister deems necessary, by a person appointed by the municipality, council of the band or Minister who has satisfied a Director that he has the qualifications referred to in subsection 14 (1);
- (b) the building in which the private-home day care is furnished shall be constructed and maintained so that it complies with,
  - (i) the laws affecting the health of the inhabitants of the municipality or the reserve of the band, as the case may be, in which the building is located,
  - (ii) any rule, regulation, direction or order of the local board of health and any direction or order of the local medical officer of health,
  - (iii) any by-law of the municipality in which the building is located or any by-law of the council of the band on the reserve on which the building is located, as the case may be, and any other law for the protection of persons from fire hazards,
  - (iv) any restricted area, standard of housing or building by-law passed by the municipality in which the building is located pursuant to Part III of the *Planning Act* or any predecessor thereof and, where the building is located on the reserve of a band, any by-law of the council of the band on the reserve to regulate the construction, repair or use of buildings,
  - (v) the requirements of Regulation 87 of Revised Regulations of Ontario, 1980 made under the *Building Code Act*, and
  - (vi) the requirements of Regulation 794 of Revised Regulations of Ontario, 1980 made under the *Power Corporation Act*;



- (c) disbursements made by the municipality or council of the band, as the case may be, under the agreement shall be substantiated by child attendance records certified as to correctness by the person or organization furnishing, the supervised private-home day care, and in respect of each such child, by the parent or guardian of that child; and
- (d) the person or organization furnishing the supervised private-home day care shall ensure that,
  - (i) an application in Form 8 for supervised private-home day care made by the parent or guardian of every child for whom the care is being furnished is kept on the premises where the care is furnished and is available for inspection at all times,
  - (ii) the number of children including her own, three years of age and younger, in charge of the day-care provider, does not exceed two children who are two years of age and younger or three children who are three years of age and younger,
  - (iii) the local medical officer of health or any person designated by him is permitted to inspect the premises before the premises are approved by the municipality or council of the band for the furnishing of supervised private-home day care, and from time to time thereafter, and that recommendations made by the local medical officer of health or by a person designated by him for the health and nutrition of any child in the home are carried out,
  - (iv) access to the premises where the private-home day care is furnished is permitted from time to time and at all reasonable times for any person making an inspection pursuant to clause (a) and for any person designated as a provincial supervisor under subsection 15 (1) of the Act making an inspection on behalf of the Minister and that any recommendation made by any such person is carried out,
  - (v) each person caring for children on the premises in which the private-home day care is furnished and every other person ordinarily resident or regularly on the premises in which the private-home day care is furnished is examined by a duly qualified medical practitioner from time to time as recommended by the local

medical officer of health, or, if not so recommended at least once a year, and that the person so examined obtains from such medical practitioner a certificate that he is free from communicable diseases and in particular that he has had a chest x-ray or tuberculin test that is negative for active tuberculosis,

- (vi) there is an adult person in attendance at all times on the premises where any child is present for supervised private-home day care,
- (vii) the day-care provider in charge of the premises where the supervised private-home day-care is furnished has made application to provide supervised private-home day-care in Form 9, and
  - (A) is sympathetic to the welfare of children,
  - (B) has adequate knowledge of and experience in the methods of child guidance suited to the ages of children eligible for enrollment,
  - (C) is suitable in respect of age, health and personality to occupy the position, and
- (viii) any other requirements prescribed by a Director for the health, safety or well-being of the children receiving private-home day care, are carried out. O. Reg. 239/72, s. 4, *part*; O. Reg. 148/74, s. 16 (2); O. Reg. 380/79, s. 1 (1); O. Reg. 380/79, s. 10 (2, 3).

#### LICENCES

27.—(1) A provisional licence to establish, operate or maintain a day nursery shall be in Form 1.

(2) A licence to establish, operate or maintain a day nursery shall be in Form 2.

(3) An application for a licence or a renewal thereof shall be made to a Director in Form 3 and shall be accompanied by such other information as the Director considers necessary to enable the Director to determine whether the applicant, if licensed, would be in compliance with the Act and this Regulation.

(4) Subject to subsection (5), a licence or a renewal thereof expires with the anniversary date on which the licence or renewal was issued.

(5) A Director may issue or renew any licence for such period as the Director considers proper, but in no case shall the period be for more than one year.

(6) The fee payable by an applicant for a licence other than a renewal, is \$10.

(7) The fee payable for the renewal of a licence is,

(a) \$5 if the application for the renewal of the licence is made on or before the anniversary date in the year in which the licence or the renewal thereof expires; and

(b) \$25 if the application for the renewal of the licence is made after the anniversary date in the year in which the licence or the last renewal thereof expires.

(8) For the purpose of subsection (7), an application for the renewal of a licence shall be deemed to have been made on the day on which it is received by a Director.

(9) A licence shall be posted in a conspicuous place in a day nursery. O. Reg. 380/79, s. 11.

#### HEARINGS

28.—(1) The notice which a Director is required to give to an applicant or licensee under subsection 13 (1) of the Act shall be in Form 4.

(2) The Director shall serve the notice under subsection (1), accompanied by two copies of Form 5, in accordance with the provisions of subsection 20 (1) of the Act.

(3) The notice which an applicant or licensee may give to the Director and to the Board under subsection 13 (2) of the Act or subsection 14 (1) of the Act shall be in Form 5. O. Reg. 380/79, s. 12.

29.—(1) The Board shall serve notice on the parties to the hearing in Form 6, within fifteen days of receiving the notice of the request for the hearing in Form 5. O. Reg. 148/74, s. 18.

(2) The Board shall send the notice under subsection (1) to each party to the hearing by registered mail addressed to the party at his address last known to the Board. R.R.O. 1970, Reg. 160, s. 18 (2).

30.—(1) Every approved corporation shall keep separate books of account for the day nurseries maintained and operated by it.

(2) The books of account referred to in subsection (1) shall,

(a) set forth the revenue and expenditures of the approved corporation;

(b) contain a record of money received by the approved corporation from sources other than under the Act and this Regulation; and

(c) be audited annually by a licensed public accountant who is not a member of the board.

(3) Every approved corporation shall furnish to a Director for the day nurseries maintained and operated by it,

(a) not later than the last day of the fourth month following the end of each fiscal year, the complete financial statement of the day nurseries for the immediately preceding fiscal year, including a calculation of operating subsidy based upon and reconciled with operating surplus or deficit, as the case may be, and the said operating subsidy shall be compared with the subsidy paid by Ontario during the year and a calculation made of the balance owing by or repayable to Ontario; and

(b) not later than the last day of the fourth month following the end of each fiscal year a report of a licensed public accountant stating whether, in the accountant's opinion,

(i) the accountant has received all the information and explanations that the accountant has required,

(ii) the financial statement is in accordance with the books and records of the day nurseries,

(iii) the calculation of the payment of provincial aid is in accordance with the Regulations, and

(iv) the financial statement has been prepared in accordance with generally accepted accounting principles applied on a basis consistent with that of the preceding year; and

(c) such other financial and statistical information as the Minister may require.

(4) The fiscal year of an approved corporation is the period designated by the Minister as the fiscal year of the approved corporation. O. Reg. 380/79, s. 13, *part*.



## Schedule 1

A. NUMBER OF STAFF REQUIRED FOR A DAY NURSERY OTHER THAN A DAY NURSERY FOR HANDICAPPED CHILDREN FIRST LICENSED UNDER THE ACT ON OR AFTER THE 1ST DAY OF JANUARY, 1972

COLUMN 1	COLUMN 2	COLUMN 3	COLUMN 4	COLUMN 5
Number of children and age group	Part-day Session	Full-day Session	Part-day Program during school year	Full-day Program during vacation and holidays
Up to 10 children under 18 months of age	2	3		
Up to 14 children 18 to 24 months of age, both inclusive	2	3		
Up to 15 children 2 to 4 years of age, both inclusive	2	3		
16 to 34 children 2 to 4 years of age, both inclusive	3	4		
35 to 45 children 2 to 4 years of age, both inclusive	4	5		
Up to 25 children 5 years of age	2	3		
26 to 35 children 5 years of age	2	3		
36 to 45 children 5 years of age	2	4		
Up to 30 children 6 to 9 years of age, both inclusive			2	3
30 to 50 children 6 to 9 years of age, both inclusive			3	4

B. NUMBER OF STAFF REQUIRED FOR A DAY NURSERY FOR HANDICAPPED CHILDREN FIRST LICENSED UNDER THE ACT ON OR AFTER THE 1ST DAY OF JANUARY, 1972

COLUMN 1	COLUMN 2	COLUMN 3
Number of children and age group	Part-day Session	Full-day Session
For every 4 children from 2 to 5 years of age, both inclusive	1	1
For every 3 children from and including 6 years of age to 18 years of age	1	1

O. Reg. 547/71, s. 15, *part*; O. Reg. 148/74, s. 19.

Form 1

Day Nurseries Act

PROVISIONAL LICENCE TO OPERATE A DAY NURSERY

No..... Issued.....  
(date)

Under the *Day Nurseries Act* and the regulations, and subject to the limitations thereof, this licence is granted to .....  
of the.....of.....  
to operate a day nursery under the name of.....  
at.....in the.....  
(street and number or R.R.)  
of.....in the.....  
of.....

1. This licence expires on the.....day of....., 19....

2. The applicant does not meet the following requirements for issuance/renewal of a licence:  
.....  
.....  
.....

3. The licence is subject to the following terms and conditions:  
.....  
.....  
.....

.....  
(signature of Director)

RENEWALS

(insert renewals in spaces below)

Licence No.....is hereby renewed subject to any term and condition thereon for a period ending..... ..... ..... ..... (signature of Director)  No. R.....
---

Licence No.....is hereby renewed subject to any term and condition thereon for a period ending..... ..... ..... ..... (signature of Director)  No. R.....
---

## Form 2

*Day Nurseries Act*

## LICENCE/RENEWAL OF A LICENCE TO OPERATE A DAY NURSERY

No. .... Issued. ....  
(date)

Under the *Day Nurseries Act* and the regulations, and subject to the limitations thereof, this licence is granted to .....

of the ..... of .....

to operate a day nursery under the name of .....

at ..... in the .....  
(street and number or R.R.)

of .....

1. This licence expires on the ..... day of ....., 19....

2. This licence is subject to the following terms and conditions:

.....  
.....  
.....  
.....  
.....

.....  
(signature of Director)

## RENEWALS

(insert renewals in spaces below)

Licence No. .... is hereby  
renewed subject to any term and condition  
thereon for a period ending .....

.....  
(signature of Director)

No. R. ....

Licence No. .... is hereby  
renewed subject to any term and condition  
thereon for a period ending .....

.....  
(signature of Director)

No. R. ....

## Form 3

*Day Nurseries Act*

## APPLICATION FOR A LICENCE TO OPERATE A DAY NURSERY

Application is hereby made for a licence to operate a day nursery during the year.....

(indicate which)

☐ New Application  
or  
☐ Renewal

Name of Day Nursery.....

Address of Day Nursery.....

Telephone of Day Nursery.....

DAY NURSERY WILL BE OPERATED BY (indicate which)

☐ Private operator .....  
.....(name and address)  
.....  
.....(telephone)

☐ Corporation .....  
(name of Corporation)  
.....  
(telephone)

President .....  
(name and address)  
.....  
(telephone)

Secretary .....  
(name and address)  
.....  
(telephone)

☐ Municipality or Band .....  
.....(name and address)  
.....  
.....(telephone)

Signing Officers .....  
(name and address)  
.....  
(telephone)

.....  
(name and address)  
.....  
.....  
(telephone)  
.....

TYPE OF PROGRAM (indicate which)

☐ A.M.

Ages ☐ under 2 years of age☐ 4 years of age

- ☐ P.M.
- ☐ 2 years of age
- ☐ 5 years of age
- ☐ All Day
- ☐ 3 years of age
- ☐ 6-10 years of age

Date.....

Signature of Applicant or  
authorized officers of .....  
Corporation

O. Reg. 380/79, s. 14 (2), *part.*

Form 4

*Day Nurseries Act*

NOTICE OF INTENTION

To.....  
(name of applicant or licensee)

TAKE NOTICE that pursuant to the authority vested in me under the provisions of section 12 of the *Day Nurseries Act*, I hereby propose to:

- ☐ refuse to issue a licence to you
- ☐ refuse to renew your licence
- ☐ revoke your licence

to operate a day nursery at.....  
(street address)

in the.....of.....

in the.....of.....

under the name of.....for the

following reasons: .....  
.....

AND FURTHER TAKE NOTICE that under the provisions of subsection 13 (1) of the *Day Nurseries Act*, you have a right to have a hearing of this matter before the Children's Services Review Board which has been appointed under section 3 of the *Children's Residential Services Act*, but in order to obtain such a hearing you must within fifteen days of the receipt of this notice, request such a hearing by completing and sending to me and to the Children's Services Review Board a request for a hearing in Form 5.

.....  
(date) (signature of Director)

NOTES:

1. Extract from the *Day Nurseries Act*:
- 13.—(1) Where a Director proposes under section 12 to refuse to issue a licence or to refuse to renew or revoke a licence issued under that section, the Director shall cause notice to be served of the Director's proposal together with written reasons therefor, on the applicant or the licensee, as the case may be.
- (2) A notice under subsection (1) shall inform the applicant or licensee, as the case may be, that the applicant or licensee is entitled to a hearing by the Board if the applicant or licensee mails or delivers, within fifteen days, after the notice is served on the applicant or licensee, notice in writing to the Director and to the Board, requiring a hearing and the applicant or licensee, as the case may be, may so require such a hearing.



13.—(3) Where an applicant or licensee does not require a hearing by the Board in accordance with subsection (2), the Director may carry out the proposal stated in the Director's notice under subsection (1) without a hearing.

(4) Where an applicant or licensee requires a hearing by the Board in accordance with subsection (2), the Board shall appoint a time for and hold the hearing and, at the hearing, may by order direct the Director to carry out the Director's proposal or refrain from carrying out the Director's proposal and to take such action as the Board considers the Director ought to take in accordance with this Act and the regulations, and, for such purposes, the Board may substitute its opinion for that of the Director.

2. Extract from Regulation 235 of Revised Regulations of Ontario, 1980 made under the *Day Nurseries Act*:

28.—(1) The notice which a Director is required to give to an applicant or licensee under subsection 13 (1) of the Act shall be in Form 4.

(3) The notice which an applicant or licensee may give to the Director and to the Board under subsection 13 (2) of the Act or subsection 14 (1) of the Act shall be in Form 5.

O. Reg. 380/79, s. 14 (2), *part*.

Form 5

*Day Nurseries Act*

REQUEST FOR HEARING

To: A Director appointed for the purposes of  
the *Day Nurseries Act*

and

To: The Chairman of the Children's Services  
Review Board, Legislative Buildings,  
Toronto

Name of applicant or licensee.....

Address of applicant or licensee.....  
(number) (street or R.R.)

.....  
(city) (town) (village or P.O.)

.....  
(township) (county)

TAKE NOTICE that I hereby request a hearing by the Children's Services Review Board appointed under section 3 of the *Children's Residential Services Act*, in respect of the decision of the Director appointed for the purposes of the *Day Nurseries Act* to:

☐ refuse to issue a licence to me

☐ refuse to renew my licence

☐ revoke my licence

☐ attach terms and conditions to my licence under subsection 11 (2), (4) or (5) of the Act

to operate a day nursery at.....  
(street address)

in the.....of.....  
in the.....of.....under  
the name of.....  
Date.....  
Signature of Applicant or Licensee.....

O. Reg. 380/79, s. 14 (2) *part.*

Form 6

*Day Nurseries Act*

NOTICE OF HEARING

To: .....  
(name of applicant or licensee)  
.....  
(address of applicant or licensee)

TAKE NOTICE that a hearing will be held by the Children's Services Review Board appointed under section 3 of the *Children's Residential Services Act*, in respect of the decision of a Director appointed for the purposes of the *Day Nurseries Act* to:

- ☐ refuse to issue a licence to you
- ☐ refuse to renew your licence
- ☐ revoke your licence
- ☐ attach terms and conditions to your licence under subsection 11 (2), (4) or (5) of the Act

to operate a day nursery at.....  
(street address)

in the.....of.....  
in the.....of.....under  
the name of.....

AND TAKE NOTICE that the hearing will be held at.....o'clock in the.....noon  
on.....day the.....day of.....19.....  
at.....

AND FURTHER TAKE NOTICE that the rules of procedure applicable to the hearing are contained in sections 13 and 14 of the *Day Nurseries Act* and that in accordance with the said rules of procedure you are a party to the hearing and as such are entitled to be represented at the hearing by counsel or by your agent.

AND FURTHER TAKE NOTICE that if a party who has been duly notified does not attend at the hearing, the Children's Services Review Board may proceed in his absence and he is not entitled to notice of any further proceedings.

.....  
(date).....  
(signature of Chairman of The  
Children's Services Review Board)

Form 7

Day Nurseries Act

DETERMINATION OF AVAILABLE INCOME

Name of Parent.....

Address.....

..... Telephone Number.....

Names of Children Enrolled in a Day Care Program	Family Composition	Number
.....	Children, 16 years and over	
.....	Children 10 to 15 years	
.....	Children 0 to 9 years	
.....	Adults	

PART 1

MONTHLY INCOME (ADULTS)

1. Net earnings..... \$.....

2. Boarder revenue..... ..

3. Rental revenue..... ..

4. Family Allowances and Youth Allowances..... ..

5. Pension..... ..

6. Unemployment Insurance or Training Allowances..... ..

7. Separation or Alimony Payments..... ..

8. Other (specify)..... ..

..... ..

9. Monthly Income..... \$.....

PART II

MONTHLY BUDGETARY ITEMS (FAMILY)

10. A monthly amount for ordinary needs determined in accordance with the Schedule to Regulation 318 of Revised Regulations of Ontario, 1980 under the <i>Family Benefits Act</i> .....	\$.....
11. Special diets .....	.....
12. Light .....	.....
13. Water .....	.....
14. Telephone .....	.....
15. Household supplies .....	.....
16. Fuel .....	.....
17. Sub-Total .....	\$.....
18. Rent .....	.....
19. Mortgage payments (Principal and interest) .....	.....
20. Property taxes .....	.....
21. Debt payments, as approved by the welfare administrator .....	.....
22. Travel and transportation .....	.....
23. Drugs .....	.....
24. Dental services .....	.....
25. Optical services .....	.....
26. Medical services (premiums or actual cost) .....	.....
27. Hospital services (premiums or actual cost) .....	.....
28. Other, as approved by the welfare administrator (specify) ..... .....	..... .....
29. Monthly Budgetary Items .....	\$.....
30. Monthly Income less Monthly Budgetary Items (item 9 less item 29) .....	\$.....

I certify that all of the above information provided by me is correct.

.....  
(date)

.....  
(signature of parent)

PART III  
EXEMPTIONS

31. Monthly Income less Monthly Budgetary Items (see item 30)..... \$.....

32. Deduct Exemptions: On earnings (item 1 \$..... × .....%)..... \$.....

33.                   On boarder revenue (item 2 \$..... × 60%).. .....

34.                   On rental revenue (item 3 \$..... × 40%)... .....

35.                   Family Allowances and Youth Allowances (item 4) .....

36.                   Payments or refunds received under section 7 of the  
Income Tax Act .....

37.                   Grants received under section 2 or 7 of the Ontario  
Pensioners Property Tax Assistance Act .....

38.                   Payments received under Orders-in-Council num-  
bered OC-3410/71 and OC-2403/71, or either of  
them, made pursuant to section 5 of the Ministry  
of Agriculture and Food Act .....

39.                   For contingencies (item 17 \$..... × 20%)... .....

40.                   Total Exemptions..... .....

41. Available monthly income (item 31 less item 40) ..... \$.....

..... (date) ..... (signature of welfare administrator)

PART IV  
COMPUTATION OF AVAILABLE DAILY INCOME

42. Available daily income = Total available monthly income (item 41, above) ÷ number of children in family  
enrolled in day-care program

\$..... = .....  
21 ×

PART V  
CALCULATION OF MONTHLY COST TO THE MUNICIPALITY,  
BAND OR APPROVED CORPORATION  
(FOR USE OF MUNICIPALITY, BAND OR APPROVED CORPORATION)

43. Total monthly cost of day nursery services or private-home day-care ..... \$.....

\$..... per day × aggregate number of days for all children in the family enrol-  
led in the day-care program ..... \$.....

44. Less: Available daily income (item 42) × ..... days service (see note 1)..... \$.....

NOTE 1: For the purposes of the calculation in item 44 in Part V, the number of days service should be the aggregate number of days service for all children in the family enrolled in the day-care program.

Form 7, O. Reg. 797/73, s. 1; O. Reg. 1099/80, s. 1.



Form 8

Day Nurseries Act

APPLICATION FOR DAY CARE (see note 1)

1. To be provided by.....  
(name of day nursery or day-care mother)  
.....  
(sponsoring organization) (if any)

2. On what days of the week is care required?

- ☐ Monday
- ☐ Friday
- ☐ Tuesday
- ☐ Saturday
- ☐ Wednesday
- ☐ Sunday
- ☐ Thursday
- ☐ .....
- ☐ .....

3. During what hours is care required?

:  a.m. to  :  a.m.  
p.m. p.m.

4. Child's name.....  
(last) (first) (middle)

Date of Birth     
Day Month Year

Address.....  
(number) (street /road) (city) (zone)

5. Name of Parent or Guardian.....

6. Marital Status of Parent or Guardian

- ☐ Married
- ☐ Widowed
- ☐ Divorced
- ☐ Separated
- ☐ Single

7. Telephones

Residence of Parent or Guardian.....

Mother's Employment..... Father's Employment.....

Guardian's Employment.....

8. Employment

	Occupation	Employer	Address
Mother	.....	.....	.....
Father	.....	.....	.....
Guardian	.....	.....	.....

9. Brothers and Sisters

Names	Age	Sex	School	Grade
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....

10. Is there any person other than yourself to whom the child may be released?.....  
.....

MEDICAL INFORMATION

11. Child's Physician

Name.....  
Address.....  
Telephone Number.....

12. Does your child have any physical disabilities?

☐ Yes (please describe) ☐ No

.....

13. Does your child have any chronic health problems (such as asthma, allergies, diabetes, etc.)?

☐ Yes (please describe) ☐ No

.....

14. Does your child have any emotional disorders or behaviour problems?

☐ Yes (please describe) ☐ No

.....

15. Has your child had

Measles	<input type="checkbox"/> Yes	<input type="checkbox"/> No
German Measles	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Whooping Cough	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Chicken Pox	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Scarlet Fever	<input type="checkbox"/> Yes	<input type="checkbox"/> No

16. Does your child regularly take any medication?

☐ Yes (please describe) ☐ No

.....

17. Dates of Immunizations

Booster

Diphtheria.....

Whooping Cough.....

Scarlet Fever.....

Has your child had

Tetanus

☐ Yes (Date).....

☐ No

Measles vaccine

☐ Yes (Date).....

☐ No

18. Signature of Parent or Guardian

.....

Date.....

FOR OFFICE USE ONLY

Date day care commenced.....

NOTES:

1. Separate application is required for each child.
2. Where child resides with guardian who is not his parent, give particulars of the guardian instead of the parents where indicated in items 6, 7, 8, 9 and 18.

O. Reg. 239 /72, s. 8, *part*, Form 12.

Form 9

*Day Nurseries Act*

APPLICATION TO PROVIDE SUPERVISED  
PRIVATE-HOME DAY CARE

For use by Municipality or band only

- ☐ approved
- ☐ not approved

1. Name.....

(last).....(first).....(middle)
2. Address.....

(city).....(zone)
3. Application to.....

(name of municipality or band)

4. Sponsoring organization, if any.....
5. Telephone Number.....
6. Marital Status

☐ Married

☐ Widowed

☐ Separated

☐ Divorced

☐ Single

7. Date of Birth
- 
- DayMonthYear

8. If married and living with husband
- What is your husband's name? .....
- Occupation.....Business Telephone.....

9. Others in Household

Name	Age	Sex	Relationship	Check if home during hours care will be provided
.....	...	...	.....	<input type="checkbox"/>
.....	...	...	.....	<input type="checkbox"/>
.....	...	...	.....	<input type="checkbox"/>
.....	...	...	.....	<input type="checkbox"/>
.....	...	...	.....	<input type="checkbox"/>

10. What language do you usually speak?
- ☐ English
- ☐ French
- ☐ Italian
- ☐ German .....
11. What other languages do you speak? ☐ None
- ☐ English
- ☐ French
- ☐ Italian
- ☐ German .....
12. (a) Have you ever been employed outside your home:
- ☐ Yes
- ☐ No
- (b) If "Yes", what was your occupation? .....
13. (a) What is the name of the elementary school closest to your home? .....
- .....
- (b) How far away is it? .....
14. Reason(s) for wanting to provide private-home day care:.....
- .....

15. (a) On what days of the week would you be available to provide private-home day care?

- ☐ Monday
- ☐ Friday
- ☐ Tuesday
- ☐ Saturday
- ☐ Wednesday
- ☐ Sunday
- ☐ Thursday

(b) During what hours of the day would you be able to provide private-home day care?

a.m.  
p.m.

 to  : 

a.m.  
p.m.

Comments:.....  
.....

16. What are your fees?.....

MEDICAL DATA

17. Do you have any physical disabilities (such as arthritis, deafness, back problems, etc.)?

- ☐ Yes (please describe)
- No ☐

18. Do you have any chronic health problems (such as epilepsy, asthma, diabetes, heart condition)?

- ☐ Yes (please describe)
- ☐ No

.....

19. Have you been hospitalized in the past year?

- ☐ Yes
- ☐ No

If "Yes", for what reason? .....

For how long? .....

20. (a) When did you have your last chest x-ray or skin test?

Month

Year

(b) Was the test negative? ☐ Yes ☐ No

21. Have you ever provided private-home day care in your home before?

- ☐ Yes
- ☐ No

If "Yes", was this done privately or under the supervision of an agency of a municipality?

- ☐ Privately
- ☐ Under the supervision of  
.....  
.....



22. Is there a person (such as a neighbor) who could substitute for you if you became ill or had to leave the house while you had children under your care?

☐ Yes                      ☐ No

If "Yes", what is the person's,

Name.....

Address.....Telephone Number.....

23. Signature.....

Date.....

FOR OFFICE USE ONLY

Date provision of day care commenced.....

## REGULATION 236

### under the Dead Animal Disposal Act

#### GENERAL

##### LICENCES

1.—(1) An application for a licence to engage in the business of a collector shall be in Form 1.

(2) A licence to engage in the business of a collector shall be in Form 2. R.R.O. 1970, Reg. 161, s. 1.

2.—(1) No person shall transport dead animals except in a vehicle for which a marker in Form 3 has been issued by the Director.

(2) The Director shall issue a marker in Form 3 for each vehicle that complies with this Regulation and that is operated by the holder of a licence in Form 2.

(3) A marker in Form 3 expires with the 31st day of December in its year of issue.

(4) One marker shall be issued without charge to each licensed collector.

(5) Where a collector uses more than one vehicle, the fee for a marker in Form 3 for each additional vehicle is \$1. R.R.O. 1970, Reg. 161, s. 2.

3.—(1) An application for a licence to engage in the business of an operator of a receiving plant shall be in Form 4.

(2) A licence to engage in the business of an operator of a receiving plant shall be in Form 5. R.R.O. 1970, Reg. 161, s. 3.

4.—(1) An application for a licence to engage in the business of an operator of a rendering plant shall be in Form 6.

(2) A licence to engage in the business of an operator of a rendering plant shall be in Form 7. R.R.O. 1970, Reg. 161, s. 4.

5.—(1) An application for a licence to engage in the business of a broker shall be in Form 8.

(2) A licence to engage in the business of a broker shall be in Form 9. O. Reg. 751/73, s. 1.

6.—(1) The fee for a licence in Form 2 is \$10.

(2) The fee for a licence in Form 5 or 7,

(a) where the licence is for a period commencing on or after the 1st day of January but

before the 1st day of July in any year, is \$50; and

(b) where the licence is for a period commencing on or after the 1st day of July in any year, is \$25. R.R.O. 1970, Reg. 161, s. 5 (1, 2).

(3) The fee for a licence in Form 9,

(a) where the licence is for a period commencing on or after the 1st day of January but before the 1st day of July in any year, is \$100; and

(b) where the licence is for a period commencing on or after the 1st day of July in any year, is \$50. O. Reg. 751/73, s. 2, *part*.

(4) The fee for a licence in Form 2, 5, 7 or 9 shall accompany the application for the licence.

(5) A licence in Form 2, 5, 7 or 9 expires with the 31st day of December of the year of issue and is not transferable. O. Reg. 751/73, s. 2, *part*.

#### HANDLING OF DEAD ANIMALS

7.—(1) No person shall transport dead animals in a vehicle other than a vehicle,

(a) equipped with a metal flange at least two inches high across the rear of the platform of the vehicle, so as to prevent leakage of liquids;

(b) in which the parts that come into contact with the animals are constructed of metal that is continuous or with welded seams, so as to prevent leakage of liquids;

(c) of which the sides and ends of the platform are at least two feet high; and

(d) in which the marker issued by the Director is affixed on the inside of the windshield or other location where it is protected against weathering and is clearly visible to persons outside the vehicle. O. Reg. 751/73, s. 4.

(2) The collector shall remove the marker from the vehicle within ten days after,

- (a) ceasing to use the vehicle; or
- (b) the 1st day of January of the year following the year of issue. R.R.O. 1970, Reg. 161, s. 7 (2).

8.—(1) No person shall transport dead animals without covering them by tarpaulin or other means.

(2) No person shall transport dead animals in a vehicle in which food for human consumption is being transported. R.R.O. 1970, Reg. 161, s. 8 (1, 2).

(3) No collector shall transport dead animals in a vehicle in which a live animal is being transported.

(4) A collector shall deliver a dead animal as soon as practicable to a receiving plant or rendering plant but not more than twenty-four hours after the animal is collected. O. Reg. 751/73, s. 5.

9.—(1) No person shall construct or acquire premises for use as a receiving or rendering plant without,

- (a) notifying the Director of his intention; and
- (b) furnishing the Director with a copy of the plan or specifications of the premises proposed to be used or constructed.

(2) A receiving plant or rendering plant shall,

- (a) be located in a place free from conditions that might injuriously affect the sanitary operation of the plant; and
- (b) be constructed and finished in such a manner that the plant is capable of being maintained in a sanitary condition. R.R.O. 1970, Reg. 161, s. 9.

10. All liquid waste and drainage from the operation of a receiving plant or rendering plant shall be disposed of in a sanitary manner. O. Reg. 751/73, s. 6, *part*.

11. Every practicable precaution shall be taken to maintain receiving plants and rendering plants free of flies, rats, mice and other vermin. O. Reg. 751/73, s. 6, *part*.

12. The yards of a receiving plant or rendering plant shall be maintained in a clean condition. O. Reg. 751/73, s. 6, *part*.

13. No person shall permit,

- (a) a dog or cat to be in a receiving plant or a rendering plant; or

- (b) a dead animal to be kept on the yards of a receiving plant or a rendering plant. O. Reg. 751/73, s. 6, *part*.

14. On delivery of dead animals or parts thereof to a receiving or rendering plant, the vehicle or container used in the delivery shall be thoroughly cleaned and, where the cleaning is not followed by a steam process, shall be disinfected so that all disease-producing organisms are destroyed before the vehicle or container leaves the premises of the plant. R.R.O. 1970, Reg. 161, s. 10.

15. Every plant shall have available a supply of potable hot and cold water adequate for the efficient operation of the plant. O. Reg. 751/73, s. 7.

16. Every plant shall be equipped with accommodation for washing and dressing for employees. R.R.O. 1970, Reg. 161, s. 12.

17. Every receiving plant shall have one or more buildings and shall have adequate rooms for,

- (a) receiving and processing of dead animals;
- (b) refrigeration of meats in storage; and
- (c) holding of offal and any parts of the dead animals for disposal. R.R.O. 1970, Reg. 161, s. 13.

18.—(1) All entrails, bones, waste meat and refuse of dead animals, other than contents of the digestive tract, shall,

- (a) at a receiving plant, be disposed of by,
  - (i) delivery to a rendering plant, or
  - (ii) burying with a covering of at least two feet of earth; and
- (b) at a rendering plant,
  - (i) be sterilized by means of heat, or
  - (ii) be disposed of by burying with a covering of at least two feet of earth. R.R.O. 1970, Reg. 161, s. 14 (1); O. Reg. 751/73, s. 8.

(2) The contents of the digestive tracts of dead animals at a receiving plant or rendering plant shall be disposed of in a sanitary manner.

(3) Except as provided in this Regulation, no person shall take delivery of, receive or process the entrails, bones, waste meat or refuse of dead animals unless such entrails, bones, waste meat or refuse have been sterilized by means of heat at a rendering plant. R.R.O. 1970, Reg. 161, s. 14 (2, 3).

19. No person shall advertise for dead animals or fallen animals unless he is the holder of a licence as a collector. O. Reg. 751/73, s. 9.

20.—(1) At a receiving plant or rendering plant, all meat obtained from a dead animal shall be cut into portions weighing less than ten pounds and for purposes of identification shall,

- (a) be denatured by applying powdered charcoal to all surfaces of the meat in a sufficient quantity so that the application of more charcoal will not further affect the colour of the surfaces; and
- (b) be packaged in containers that are legibly marked with the words "NOT FOR HUMAN CONSUMPTION" in letters at least three-quarters of an inch in height,
  - (i) on each side where the container has four sides, and
  - (ii) in at least four places where the container does not have four sides.

(2) Every container in which meat obtained from a dead animal is packaged shall have an exterior surface sufficiently absorbent so that the marking "NOT FOR HUMAN CONSUMPTION" will not become illegible during handling, storage or transportation of the container.

(3) Subsection (1) does not apply to the storing at a receiving plant or rendering plant of meat obtained from a dead animal,

- (a) where the operator thereof is the holder of a licence under the *Fur Farms Act* and uses the meat for no purpose other than,
  - (i) to manufacture the meat, with additives, into food for his fur-bearing animals or for the fur-bearing animals of another person licensed under the *Fur Farms Act*; or
  - (ii) to feed the meat to his fur-bearing animals; or
- (b) where, in the case of a rendering plant, the meat is sterilized by means of heat,

if the meat is manufactured, fed or sterilized by means of heat as soon as possible but not more than seventy-two hours after the dead animal is delivered to the plant. O. Reg. 751/73, s. 10, *part*.

21. No person shall,

- (a) freeze or store at a receiving plant or a rendering plant;

(b) sell, offer for sale, transport, deliver or supply to any person or otherwise dispose of; or

(c) take delivery of, receive or process,

meat obtained from a dead animal unless such meat has been treated for purposes of identification or processed in the manner prescribed in this Regulation. O. Reg. 751/73, s. 10, *part*.

22. At a receiving plant or rendering plant, every carcass of a dead animal, other than a carcass the meat of which is to be sterilized by means of heat at a rendering plant, shall be boned out within seventy-two hours after it is delivered to the plant. O. Reg. 751/73, s. 10, *part*.

23. Where a broker, prior to reselling meat from a dead animal, alters the form thereof in any way that reduces or eliminates the colour of the surface resulting from the denaturing of the meat by the application of powdered charcoal in accordance with clause 20 (1) (a), the broker shall,

- (a) further denature the meat in the manner and to the extent prescribed by the said clause (a); and
- (b) repackage the meat in accordance with clause 20 (1) (b). O. Reg. 751/73, s. 10, *part*.

24.—(1) The record required to be made and kept by a collector shall be completed legibly in Form 10 at the time he makes a collection of dead animals.

(2) Form 10 shall be kept in the vehicle in which any animal to which the record pertains is being transported. R.R.O. 1970, Reg. 161, s. 17.

25. The record required to be kept by the operator of a receiving plant or a rendering plant,

- (a) in respect of dead animals he receives shall be completed legibly in Form 11; and
- (b) in respect of the disposal of dead animals shall be completed legibly in Form 12. R.R.O. 1970, Reg. 161, s. 18.

26. The record required to be made and kept by a broker in respect of the receipt and disposal of meat from dead animals shall be completed legibly in Form 13. O. Reg. 751/73, s. 11, *part*.

27. Where an inspector inspects any vehicle used in the transportation of dead animals or any receiving or rendering plant, he shall make a report to the Director showing the conditions found upon inspection. R.R.O. 1970, Reg. 161, s. 19.

28.—(1) Where an inspector seizes a dead animal or meat therefrom under clause 15 (3) (c) of the Act, he shall.

(a) attach thereto a red tag bearing a serial number and the words "Ont. Detained";

(b) forthwith thereafter notify the owner or the person who had possession thereof in writing of,

(i) the seizure, and

(ii) the grounds on which he believes that there is a contravention of the Act or this Regulation in respect thereof; and

(c) direct that such dead animal or meat be detained in the place where it was found or be removed to another place designated by him.

(2) Where an inspector is satisfied,

(a) that the owner of the dead animal or meat that is under seizure complies with; or

(b) that such dead animal or meat has been made to comply with,

the Act or this Regulation in respect thereof, he shall remove the tag and release the dead animal or meat from the seizure.

(3) Where, after a hearing, the Director finds that there is a contravention of the Act or this Regulation by the owner or person who has possession of a dead animal or meat that is under seizure, the Director may direct that such dead animal or meat be destroyed or otherwise disposed of in such manner as he considers advisable.

(4) Where a person is convicted of an offence against the Act or this Regulation in respect of a dead animal or meat that is under seizure, the Director may direct that such dead animal or meat be destroyed or otherwise disposed of in such manner as he considers advisable.

(5) The proceeds, if any, realized from the disposal of a dead animal or meat under subsection (3) or (4) shall be paid to the Treasurer of Ontario.

(6) Where a dead animal or meat therefrom is under seizure, no person shall,

(a) remove the tag bearing the words "Ont. Detained"; or

(b) sell, offer to sell, move, allow or cause to be moved, receive or process such dead animal or meat. O. Reg. 751/73, s. 11, *part.*

Form 1

*Dead Animal Disposal Act*

APPLICATION FOR LICENCE AS COLLECTOR

To the Director, Veterinary Services Branch,  
Legislative Buildings,  
Toronto.

.....  
(name of applicant)

.....  
(address)

carrying on business as.....  
applies for a licence as a collector under the *Dead Animal Disposal Act* and the regulations, and in support of this application the following facts are stated:

1. Business address of applicant.....

2. Number of vehicles operated by or for applicant in the collection of dead animals  
.....

3. Names of counties, etc. or parts thereof in which dead animals are collected.....  
.....

4. Names of receiving plants and rendering plants to which dead animals are usually delivered  
.....  
.....  
.....

I undertake to furnish to the Director, Veterinary Services Branch details of any changes from the facts given in this application within fifteen days of the date the changes are made.

Dated at....., this....day of.....,  
19....

.....  
(signature of applicant)

.....  
(title of official signing)



Form 2

*Dead Animal Disposal Act*

LICENCE AS COLLECTOR

Licence No.....

Under the *Dead Animal Disposal Act* and the regulations, and subject to the limitations thereof, this licence is issued to

.....  
(name)

.....  
(address)

carrying on business as.....  
to engage in the business of collecting dead animals.

This licence expires with the 31st day of  
December, 19....

Issued at Toronto, this....day of.....,  
19....

.....  
(Director, Veterinary Services  
Branch)

R.R.O. 1970, Reg. 161, Form 2.

Form 3

*Dead Animal Disposal Act*

No. .... Year.....

This marker issued to

.....  
(name)

Collector Licence Number.....

Veterinary Services Branch,  
Ministry of Agriculture and Food.

R.R.O. 1970, Reg. 161, Form 3.

Form 4

*Dead Animal Disposal Act*

APPLICATION FOR LICENCE FOR THE  
OPERATION OF A RECEIVING PLANT

To The Director, Veterinary Services Branch,  
Legislative Buildings,  
Toronto.

.....  
(name of applicant)

.....  
(address)

carrying on business as.....  
applies for a licence to engage in the business of an  
operator of a receiving plant under the *Dead  
Animal Disposal Act*, and in support of this  
application the following facts are stated:

1. Business address of applicant.....

2. Location of receiving plant.....

3. Owner of receiving plant.....  
(if partnership, list

.....  
names of all partners)

4. Does the applicant engage in the business of  
collecting dead animals?.....

I undertake to furnish to the Director, Veterinary  
Services Branch, details of any changes from the  
facts given in this application within fifteen days  
of the date the changes are made.

Dated at....., this....day of.....,  
19....

.....  
(signature of applicant)

.....  
(title of official signing)

R.R.O. 1970, Reg. 161, Form 4.

Form 5

Dead Animal Disposal Act

LICENCE FOR THE OPERATION OF  
RECEIVING PLANT

Licence No.....

Under the *Dead Animal Disposal Act* and the regulations, and subject to the limitations thereof, this licence is issued to

.....  
(name)

.....  
(address)

carrying on business as.....  
to engage in the business of operating a receiving

plant at.....  
(location)

This licence expires with the 31st day of  
December, 19....

Issued at Toronto, this.....day of....., 19....

.....  
(Director, Veterinary Services  
Branch)

R.R.O. 1970, Reg. 161, Form 5.

Form 6

Dead Animal Disposal Act

APPLICATION FOR LICENCE FOR THE  
OPERATION OF A RENDERING PLANT

To The Director, Veterinary Services Branch,  
Legislative Buildings,  
Toronto.

.....  
(name of applicant)

.....  
(address)

carrying on business as.....  
applies for a licence to engage in the business of an operator of a rendering plant under the *Dead Animal Disposal Act*, and in support of this application the following facts are stated:

1. Business address of applicant.....
2. Location of rendering plant.....

3. Owner of rendering plant.....  
(if partnership, list  
names of all partners).....

4. Does the applicant engage in the business of  
collecting dead animals?.....

I undertake to furnish to the Director, Veterinary Services Branch details of any changes from the facts given in this application within fifteen days of the date the changes are made.

Dated at....., this.....day of.....,  
19....

.....  
(signature of applicant)

.....  
(title of official signing)

R.R.O. 1970, Reg. 161, Form 6.

Form 7

Dead Animal Disposal Act

LICENCE FOR THE OPERATION OF  
RENDERING PLANT

Licence No.....

Under the *Dead Animal Disposal Act* and the regulations, and subject to the limitations thereof, this licence is issued to

.....  
(name)

.....  
(address)

carrying on business as.....  
to engage in the business of operating a rendering

plant at.....  
(location)

This licence expires with the 31st day of  
December, 19....

Issued at Toronto, this.....day of....., 19..

.....  
(Director, Veterinary Services  
Branch)

R.R.O. 1970, Reg. 161, Form 7.

Form 8

*Dead Animal Disposal Act*

APPLICATION FOR LICENCE AS BROKER

To The Director, Veterinary  
Services Branch,  
Ministry of Agriculture and Food,  
Legislative Buildings,  
Toronto.

.....  
(name of applicant)

.....  
(address)

applies for a licence to engage in the business of a broker under the *Dead Animal Disposal Act* and the regulations and, in support of this application, the following facts are stated:

1. Name under which business is carried on.....
2. Business address.....
3. Location of facilities, if any, in which meat  
obtained from dead animals is stored.....
4. Owner of such storage facilities.....  
(name)  
.....  
(address)
5. Names of receiving plants and rendering plants  
from which meat is usually purchased.....  
.....  
.....  
.....  
.....

I undertake to furnish to the Director, Veterinary Services Branch, details of any changes from the

facts given in this application within fifteen days of the date the changes are made.

Dated at ....., this.....day of  
....., 19....

.....  
(signature of applicant)

.....  
(title of official signing)

O. Reg. 751/73, s. 13, *part.*

Form 9

*Dead Animal Disposal Act*

LICENCE AS BROKER

19.... LICENCE NO.....

Under the *Dead Animal Disposal Act* and the regulations, and subject to the limitations thereof, this licence is issued to

.....  
(name)

.....  
(address)

carrying on business as.....,  
to engage in the business of a broker.

This licence expires with the 31st day of  
December, 1973....

Issued at Toronto, this.....day of.....,  
19....

.....  
Director, Veterinary Services  
Branch

O. Reg. 751/73, s. 13, *part.*



## Form 11

### Dead Animal Disposal Act

RECEIVING PLANT OR RENDERING PLANT OPERATOR'S RECORD OF  
DEAD ANIMALS RECEIVED

Name of Operator.....

Address of Operator.....

Dead Animals Delivered By		Date of Delivery	Kind, No. and Approx. Weight of Dead Animals Received		
Name of Collector	Licence No.		Kind	No.	Approx. Weight





Form 13

Dead Animal Disposal Act

BROKER'S RECORD OF MEAT RECEIVED AND DISPOSAL OF MEAT

Name of Broker.....

Address.....

Date	Received from (Name)	Sold to (Name)	Address	MEAT (Weight in Pounds)	OFFAL (Weight in Pounds)	Meat Held (in Pounds)	Offal Held (in Pounds)

O. Reg. 751/73, s. 13, *part.*



## REGULATION 237

under the Dental Technicians Act

### GENERAL

1.—(1) A dental technician may be admitted to carry on business in Ontario if,

- (a) he is of the full age of eighteen years;
- (b) he has successfully completed Grade 12 in Ontario or its equivalent in another jurisdiction;
- (c) he has,
  - (i) served in Ontario as a dental technician in the employment of a dentist or a dental technician for a period of at least four years, or
  - (ii) successfully completed an approved program in dental technology at a College of Applied Arts and Technology of Ontario and has served one year under the supervision of a dentist or a registered dental technician;
- (d) he has passed the examinations of the Board; and
- (e) he has paid the registration fees within one year of successful completion of the Board examinations. R.R.O. 1970, Reg. 162, s. 1 (1); O. Reg. 490/75, s. 1.

(2) The service referred to in clause (1) (c) may have been performed outside Ontario while the applicant was a member of the Canadian Forces. R.R.O. 1970, Reg. 162, s. 1 (2).

2.—(1) An applicant for registration shall give notice in Form 3 to the secretary-treasurer at least one month before the date of the next examination. R.R.O. 1970, Reg. 162, s. 2 (1).

(2) A notice referred to in subsection (1) shall be accompanied by an examination fee of \$100. O. Reg. 490/75, s. 2.

3.—(1) The secretary-treasurer shall register every dental technician who is eligible for registration, applies in Form 3 and pays a registration fee of \$100. O. Reg. 490/75, s. 3.

(2) Upon registering a dental technician, the secretary-treasurer shall issue to the dental technician a certificate of registration in Form 1. R.R.O. 1970, Reg. 162, s. 3 (2).

4.—(1) A certificate of registration expires if the renewal fee of \$100 is not paid on or before the last day of February in the year following the year in which it was issued or last renewed. O. Reg. 490/75, s. 4.

(2) When a certificate of registration expires, the secretary-treasurer shall strike the name of the former holder of the certificate from the register. R.R.O. 1970, Reg. 162, s. 4 (2).

5. Where a registration has not been renewed and not more than two consecutive years have passed since the expiration of the registration, the secretary-treasurer shall re-register the dental technician,

- (a) upon application for re-registration in Form 2; and
- (b) upon payment of a re-registration fee of \$110. O. Reg. 490/75, s. 5.

6.—(1) The Board shall appoint a committee of examiners composed of not less than two dental technicians and one dentist who shall have charge of the annual examinations at Toronto of applicants for registration.

(2) The committee of examiners shall conduct annual examinations at a time or times that the Board shall direct and the examinations shall consist of a practical test in the work ordinarily performed by a dental technician and other written or oral examinations on dental technology. R.R.O. 1970, Reg. 162, s. 6.

7.—(1) Every member of the Board,

- (a) shall be paid a fee of \$100 together with his reasonable travelling and hotel expenses for each day or portion of a day while engaged in attending a meeting of the Board;
- (b) appointed to investigate any complaint under clause 3 (1) (g) of the Act or to assist in the conducting of any prosecution shall be paid his reasonable travelling and hotel expenses and such fee as is reasonable not exceeding \$100 a day.

(2) Every examiner appointed under section 6 shall be paid a fee of,

- (a) \$100 for each day of the examination; and

- (b) \$100 for each day or part of a day while attending a meeting of the committee of examiners,

but not to exceed \$400 for each annual examination. O. Reg. 244/80, s. 1.

DISCIPLINE AND ETHICS

8.—(1) No dental technician shall,

- (a) advertise himself as a dental technician by written or any other advertisement otherwise than by,
  - (i) mail to the dental profession, or
  - (ii) publishing in a journal or other publication exclusively devoted to dental surgery or dental technique, or both, or in a printed publication circulated exclusively among dentists or physicians or dental technicians, an announcement or card giving his name, qualifications, address, specialties, if any, business hours and telephone number;
- (b) advertise or cause to be advertised the prices or terms of payment for his work or products as a dental technician, except to quote or state upon a *bona fide* request therefor, the prices or terms to any legally qualified medical practitioner, any person licensed under Part II of the *Health Disciplines Act* or any registered dental technician;
- (c) use in the manufacture or repair of oral prosthetic devices, materials other than those prescribed by the dentist or physician for whom the work is being performed;
- (d) directly or indirectly advertise expressly or by implication that he,
  - (i) gives consultations,
  - (ii) gives free service,
  - (iii) grants premiums,
  - (iv) grants rebates, discounts or reductions, or
  - (v) promises the return or refunding of money paid for services rendered by him as a dental technician;
- (e) in any advertising make any mention or claim with respect to the time of service or the speed with which any service is to be rendered; or

- (f) carry on the business of dental technician otherwise than in accordance with the provisions of the Act and of Part II of the *Health Disciplines Act*.

(2) A dental technician who contravenes any of the provisions of subsection (1) is guilty of misconduct. R.R.O. 1970, Reg. 162, s. 8.

9.—(1) The Board may cancel or may suspend for such time and upon such terms and conditions as it considers proper the registration of any person whom after a hearing it finds to be guilty of misconduct or to have been incompetent and, in addition to or as an alternative for such cancellation or suspension, the Board may assess against and recover from such person the expense or part of the expense incurred by the Board in the investigation and the hearing, up to a maximum of \$100.

(2) At least ten days before the date fixed for the hearing the Board shall give to the registered dental technician by personal service,

- (a) a written notice of the time and place fixed for the hearing; and
- (b) a written statement of particulars of the misconduct or incompetence alleged by the Board and a copy of any complaint in writing.

(3) The person against whom the complaint has been made is entitled to attend and answer the complaint and to be represented by counsel at the hearing but, where he does not attend, the Board may proceed in his absence.

(4) The Board may employ such legal and other assistance as it considers necessary for the purpose of the investigation or hearing. R.R.O. 1970, Reg. 162, s. 9.

Form 1

Dental Technicians Act

CERTIFICATE OF REGISTRATION

No. .... Date. ....

THIS IS TO CERTIFY that. ....

..... of the. ....

in the. .... is a Registered

Dental Technician for the year 19....

.....  
Secretary-Treasurer of the  
Governing Board of Dental  
Technicians



## Form 2

### Dental Technicians Act

## APPLICATION FOR REREGISTRATION

1. I, .....  
(print name in full)
- of the.....  
(print full postal business address)
- hereby apply to the Board for the restoration  
of my name to the register of dental technicians.

2. I enclosed a re-registration fee of \$110.

Dated at.....this....day of.....,  
19....

(signature of applicant)

R.R.O. 1970, Reg. 162, Form 2; O. Reg. 490/75, s. 7 (1).

## Form 3

## Dental Technicians Act

## APPLICATION FOR EXAMINATION AND REGISTRATION

1. I, .....  
(print name in full)  
of .....  
(address in full)

Telephone Number . . . . .

hereby make application to the Governing Board of Dental Technicians for the next examination to be conducted by the Board, and, if successful at such examination, for registration as a dental technician.

2. Attached to this application are the following:
  - i. Proof that I am of the full age of eighteen years as appears by certificate (birth, baptism, etc.).
  - ii. Proof of completion of Grade 12 in Ontario or the equivalent in another jurisdiction.
  - iii. Proof of service within Ontario as a dental technician under the supervision of a dentist or a registered dental technician for a minimum period of four years; or proof of successful completion of an approved program at a College of Applied Arts and Technology of Ontario and one year of service under the supervision of a registered dental technician.
  - iv. Cheque payable to the Governing Board of Dental Technicians in the sum of \$100.
  - v. Two character references.
  - vi. A recent photograph, passport size.

If I obtain pass standing at the examination I shall remit forthwith to the Board my registration fee of \$100 after receiving notification from the Board.

Dated at.....this.....day of.....,  
19....

(signature of applicant)

O. Reg. 490/75, s. 7 (2).



## REGULATION 238

### under the Denture Therapists Act

#### GENERAL

#### 1.—(1) The following licence is prescribed:

1. A licence for the practice of denture therapy. O. Reg. 42/75, s. 1 (1); O. Reg. 245/80, s. 1 (1).

(2) A licence for the practice of denture therapy shall be in Form 1. O. Reg. 42/75, s. 1 (2).

2.—(1) The requirements and qualifications for the issuing of a licence to an applicant to practise denture therapy are,

- (a) submission of a completed application for a licence to practise denture therapy in a form supplied by the Registrar;

(b) one of,

- (i) a diploma in denture therapy from a College of Applied Arts and Technology in Ontario based upon successful completion of a program of studies in denture therapy that,

(A) was taken wholly at the College issuing the diploma,

(B) was approved by the Board, and

(C) the applicant completed two years or less immediately before submitting his application, or

- (ii) successful completion of a program of studies in denture therapy outside Ontario that the Board considers to be equivalent to the program of studies referred to in subclause (i);

- (c) successful completion of the licensing examinations of George Brown College of Applied Arts and Technology and compliance with all requirements associated with those examinations, except for an applicant,

- (i) who complies with subclause (b) (i), and

- (ii) whose diploma is from George Brown College of Applied Arts and Technology;

- (d) successful completion of the examinations if any, set or approved by the Board and payment of the fee prescribed in section 5;

- (e) Canadian citizenship, or an immigrant or employment visa under the *Immigration Act*, 1976 (Canada);

- (f) reasonable fluency in the English or French language;

- (g) evidence that there has been no finding of, and there are no current proceedings involving an allegation of, professional misconduct, incompetence or being incapacitated, or any like finding or proceeding, in respect of the applicant's practice of a profession in any jurisdiction where the applicant has practised a profession;

- (h) payment of the licence fee prescribed in subsection 3 (1); and

- (i) payment of the fee prescribed in subsection 3 (2) for entry in the register.

(2) It is a requirement for the issuing of a licence to an applicant who seeks to qualify under subclause (b) (ii) that the applicant shall submit in person his original diploma for inspection by the Registrar. O. Reg. 245/80, s. 2.

3.—(1) The fee for a licence to practise denture therapy is \$175.

(2) The fee for entry in a register referred to in subsection 4 (5) of the Act is \$10.

(3) The annual fee payable by a licensee is \$175 and is due and payable on or before the anniversary date of the issuance of the licence. O. Reg. 245/80, s. 3.

(4) The Registrar shall send to every licensee at least one month before the anniversary date of the issuance of the licence, a notice respecting the required payment of annual fees. O. Reg. 42/75, s. 3 (4).

4.—(1) A person whose licence has been cancelled by the Registrar for non-payment of the annual fee may make application to have his licence reissued upon payment of all outstanding fees together with a penalty fee of \$25 provided that not more than two years have elapsed from the date of the cancellation of the licence.

(2) A denture therapist whose licence has been suspended shall pay all outstanding fees or any penalties imposed by the Discipline Committee prior to resuming the practice of denture therapy. O. Reg. 42/75, s. 4.

5. The fee for entry to licensing examinations set or approved by the Board is \$350. O. Reg. 245/80, s. 4.

6.—(1) A denture therapist shall not practise denture therapy where there is a conflict of interest.

(2) It is a conflict of interest for a denture therapist to,

(a) use without reasonable payment any premises or equipment provided by a person who stands to gain financially from the prescribing of denture therapy materials or equipment by the denture therapist;

(b) share fees with any person who has referred a patient or receive fees from any person to whom the denture therapist has referred the patient or to engage in any form of fee sharing, rebates or other indirect remuneration;

(c) engage in the practice of denture therapy with any person or corporation other than,

(i) with a denture therapist who is engaged in the practice of denture therapy,

(ii) with a legally qualified dental surgeon who is engaged in the practice of dentistry, or

(iii) as an employee or agent of a municipal or other government, agency of such government, university or hospital;

(d) charge or receive for a prosthetic appliance payment in excess of the commercial laboratory costs incurred by the denture therapist in the provision of the service provided by the denture therapist; or

(e) own or have any proprietary interest in a commercial dental laboratory. O. Reg. 42/75, s. 6 (1, 2).

(3) For the purpose of this section, "commercial dental laboratory" means a laboratory operated by a registered dental technician or a corporation wherein prosthetic devices are fabricated on the prescription of a dentist but does not include premises wherein prosthetic devices are fabricated by a denture therapist for his own patients. O. Reg. 42/75, s. 6 (4).

7. For the purposes of the Act, "professional misconduct" means,

1. failure by a licensee to abide by the terms, conditions or limitations of his licence;

2. failure to maintain the records that are required to be kept respecting the licensee's patients;

3. failure to issue a receipt or statement to a patient or to a third party responsible for the payment of an account that does not itemize the service provided and the fees therefor;

4. exceeding the lawful scope of practice;

5. having a conflict of interest;

6. using,

i. terms, titles or designations other than those authorized or prescribed by this Regulation, or

ii. the words "clinic", "dental centre", or any other form of dental group designation;

7. failure to refer to a dental surgeon or a physician a patient who has an intra oral condition that is not normal that is detected, or ought to have been detected;

8. assisting or counselling a person who is not licensed as a denture therapist to engage in the practice of denture therapy except as provided for under subsection 3 (2) of the Act;

9. using or knowingly permitting the use of any description or designation of a denture therapist other than as a denture therapist except for any academic degrees, titles or entitlements that are not related to the practice of dentistry;

10. the contravention of any provisions of the Act or the regulations;

11. publishing, displaying, distributing or using or permitting, directly or indirectly, the publishing, display, distribution or use of any advertisement related to the practice of denture therapy other than,

i. professional cards that contain only the name of the licensee, a vocational designation, the licensee's address, academic degrees, except those that are related to the practice of dentistry, telephone number and office hours,

ii. an announcement in a newspaper or a weekly or monthly periodical that does not contain more than the information

- contained in an announcement card, and
- A. does not exceed two standard newspaper columns in width and five centimetres in depth, including the margins,
  - B. is not part of an advertisement containing references to dental equipment or to prosthetic appliances, and
  - C. does not appear more than once in any issue of the newspaper or periodical,
- iii. appointment cards that do not contain more than the information contained in a professional card and the time and date of the appointment or appointments,
- iv. reminder notices to patients,
- v. announcement cards that do not state more than the information contained in a professional card and an announcement of the commencement of the practice of the denture therapist, a change of location or a new association in practice,
- vi. one exterior sign or, where there are no door plates or building-directory listings, not more than two exterior signs stating his name and his vocational designation, which signs shall be on the premises where the denture therapist practises, provided that,
- A. only one sign may be a suspended sign,
  - B. only one sign may be illuminated, and the sign shall not be an intermittent or neon type,
  - C. the maximum size of the letters used in the sign shall not exceed ten centimetres in height,
  - D. words designating office hours may be added to the sign in letters not more than five centimetres in height,
  - E. where an entrance is difficult to find, the words "Entrance on" may be added to the sign,
- vii. door plates and listings on building directories on the premises where the licensee is engaged in the practice of denture therapy that contain no more than the name of the licensee, a vocational designation and academic degrees other than those that are related to the practice of dentistry and such listings shall be no greater in number than that which is required to readily identify the location of the licensee's place of practice,
- viii. a telephone directory listing,
- A. that is in the white pages of the telephone directory, in which case the listing shall,
    - 1. be only of light type,
    - 2. be used only under the alphabetical listing according to the denture therapist's surname, and
  - B. that is in the yellow pages of the telephone directory, in which case the listing shall,
    - 1. be only of light type,
    - 2. be used only in the telephone listings for the particular geographical area in which the denture therapist practises denture therapy, and
    - 3. be used only in the part designated "denture therapists" and where the practice of denture therapy is carried on as a partnership list only the partnership name;
12. using or having in the office premises dental equipment other than equipment required in the practice of denture therapy;
13. charging fees that are excessive or unreasonable in relation to the services performed or charging fees for services that are not performed;
14. displaying or permitting to be displayed dental appliances that can be seen from the exterior of the premises at which the denture therapist practises;
15. signing or issuing a certificate, report or similar document that contains a state-



- ment the denture therapist knows or ought to know is false, misleading or otherwise improper;
16. signing or issuing 'a certificate, report or similar document that withholds statements or information the licensee knows or ought to know should be disclosed to the person to whom the document will be delivered or to whom its contents will be made known;
  17. knowingly submitting a false or misleading account or false or misleading charges for services rendered to a patient;
  18. failure to carry out the terms of any agreement with a patient;
  19. refusal to allow an inspector to enter the denture therapist's laboratory or office at a reasonable time for the purpose of inspecting the denture therapist's records and equipment;
  20. selling of accounts by denture therapists to third parties;
  21. using or having in the licensee's office drugs or anaesthetics of any kind;
  22. soliciting of patients by a supervised denture therapist;
  23. the submission of any accounts or charges to a patient or to any person legally responsible for the patient's debts for services rendered by a supervised denture therapist;
  24. using credit cards to obtain payment for denture therapy services from patients;
  25. cutting or grinding natural teeth or any restoration in or covering a natural tooth;
  26. giving information concerning a patient's dental condition or any service performed for a patient to another person other than the patient without the consent of the patient, unless required to do so by law;
  27. engaging in the practice of denture therapy while the ability of the licensee is impaired by alcohol or a drug;
  28. failing to continue to perform essential services for a patient until the services are no longer required or the professional services are performed for the patient by another licensee or by a dentist;
  29. improper conduct or association with a patient;
  30. practising denture therapy for a fee or otherwise in any public place or in any vehicle or other movable contrivance without the approval of the Board;
  31. conviction of an offence that affects the fitness of a licensee to engage in the practice of denture therapy;
  32. an act relevant to the practice of denture therapy that, having regard to all the circumstances, would reasonably be regarded as disgraceful, dishonourable or unprofessional conduct; and
  33. engaging or holding oneself out as engaging in the practice of denture therapy using any name, term or designation other than the name of the licensee as entered in the register referred to in subsection 4 (5) of the Act. O. Reg. 42/75, s. 7; O. Reg. 658/75, s. 1; O. Reg. 42/77, s. 1; O. Reg. 245/80, s. 5.
8. Notwithstanding paragraph 11 of section 7, a denture therapist who is an employee shall not publish, display or distribute or permit directly or indirectly the publishing, display, distribution or use of any advertisement related to his employment as a denture therapist other than by a professional card that gives his name, academic degrees and vocational designation. O. Reg. 42/75, s. 8.
- 9.—(1) Subject to subsections (2) and (3), where a licensee's name is entered in the register referred to in subsection 4 (5) of the Act, the name in the register shall be the same as the name of the licensee in the documentary evidence of his education and qualification in denture therapy.
- (2) Where a licensee,
- (a) does not have the education and has not earned the qualification referred to in subsection (1); and
  - (b) is exempt from the requirements and qualifications set out in clause 2 (1) (b),
- the name of the licensee that shall be entered in the register referred to in subsection 4 (5) of the Act shall be,
- (c) where,
- (i) the licensee is an immigrant, the name of the licensee as it appears in the documentary evidence of his immigration, or
  - (ii) the licensee was an immigrant and is now a citizen of Canada, the name of the licensee as it appears in the

documentary evidence of his citizenship; or

(d) such name, other than the name referred to in clause (c), as the Registrar considers proper.

(3) An applicant for a licence or a licensee may request entry in the register in a name other than the name required by subsection (1) or (2) and the Registrar may cause such other name to be entered in the register if the applicant or licensee, as the case may be, presents to the Registrar,

(a) a certified copy of an order of a court of competent jurisdiction in Ontario changing the applicant's or licensee's name; or

(b) a certified copy of a valid certificate of marriage or a decree absolute of divorce, obtained in any province of Canada; or

(c) such further or other documentary material that, in the opinion of the Registrar, sufficiently identifies the person named in the documentary material as the applicant or licensee, and that satisfies the Registrar that the use of the other name is not for any improper purpose. O. Reg. 245/80, s. 6.

10.—(1) A denture therapist shall use only one of the designations in subsection (2) on printed material and permitted advertisements associated with his practice and his office, but may place academic degrees he has earned after his name other than degrees related to the practice of dentistry.

(2) The following terms, titles or designations are authorized as vocational designations for denture therapists:

- 1. Denture Therapist.
- 2. D.T.
- 3. Denture Therapy Clinic.

(3) All words in a term, title or designation referred to in subsection (2) wherever used, shall be of uniform size. O. Reg. 245/80, s. 7.

11. The decisions of the Discipline Committee shall be published by the Board in its annual report and may be published by the Board in any other publication of the Board, and where a denture therapist has been found guilty of professional misconduct or incompetence, the full name and address of the denture therapist may be stated and a summary of the charge, the decision and the text or substance of any restriction on the licence of the denture therapist or of any reprimand may be added, but where a denture therapist has been found not guilty of professional misconduct or incompetence, the identity of the denture therapist

shall not be published but the substance of the proceedings may be published without identification of the parties for the purpose of publishing advice to the denture therapist or to the profession. O. Reg. 42/75, s. 10.

12.—(1) The Board shall determine the information required for the compilation of statistics with respect to the supply, distribution and professional activities of denture therapists and may direct the Registrar to obtain the required information.

(2) The information required for the compilation of statistics may include particulars of the age, sex, oral condition of patients, patient case load, referral of patients, population served and other practice activities of denture therapists.

(3) Upon the written request of the Registrar, denture therapists shall provide to the Registrar the information required for the compilation of statistics. O. Reg. 42/75, s. 11.

13. Every licensee, except a licensee who is a supervised denture therapist, shall make and keep patient and financial records respecting his patients and the record for each patient shall contain not less than,

- (a) the patient's history;
- (b) the procedures used;
- (c) the prosthetic appliances or devices provided; and
- (d) the licensee's fees and charges made to the patient. O. Reg. 42/75, s. 12.

14. The Registrar shall perform the duties imposed upon him by the Act, the regulations and the by-laws of the Board. O. Reg. 42/75, s. 13.

Form 1

*Denture Therapists Act*

LICENCE FOR THE PRACTICE OF  
DENTURE THERAPY

GOVERNING BOARD OF DENTURE  
THERAPISTS

This is to certify that

.....  
(name)

is duly licensed as a denture therapist under the *Denture Therapists Act*, and is entitled to engage in the practice of denture therapy in accordance with the Act and the regulations thereunder.

(SEAL)

Given under the Corporate Seal of the Governing  
Board of Denture Therapists at Toronto this.....  
day of....., 19.....

Licence Number.....  
.....  
Chairman  
.....  
Registrar  
O. Reg. 42/75, Form 1.

REGULATION 239

under the Deposits Regulation Act

GENERAL

1. Any proposed advertisement submitted for certification under subsection 4 (1) of the Act shall be submitted in duplicate and the applicant shall furnish such information as the Commission requires.  
R.R.O. 1970, Reg. 223, s. 1.

2. Upon being satisfied that the proposed advertisement complies with the provisions of the Act and the regulations, the Commission shall direct the Registrar of the Commission to issue a certificate.  
R.R.O. 1970, Reg. 223, s. 2.

3. Every person or corporation accepting or receiving deposits from members of the public shall maintain in Ontario a separate record for each depositor on a daily basis showing all the transactions completed and shall, in addition, maintain a control account on a daily basis reflecting such transactions and shall keep the supporting documents to such accounts, all in accordance with generally accepted accounting principles. R.R.O. 1970, Reg. 223, s. 3.

4. Every person or corporation accepting or receiving deposits from members of the public shall maintain a daily detailed record of the assets segregated as required by subsection 5 (1) of the Act showing the cash on hand or deposited in any bank to which the *Bank Act* (Canada) applies and showing the principal amount, the acquisition date, the maturity date and the description of every short term security held.  
R.R.O. 1970, Reg. 223, s. 4.

5.—(1) The return required to be furnished by subsection 5 (3) of the Act shall be in Form 1 and the person or corporation making the return shall furnish the Commission with such additional financial statements as the Commission requires.

(2) The return and additional financial statements shall speak as of the first day of the month preceding each month referred to in subsection 5 (3) of the Act and each shall be certified correct by an officer or auditor of the person or company making the return. R.R.O. 1970, Reg. 223, s. 5.

6. The fees that shall be paid to the Commission are as follows:

1. Upon the submission of an advertisement under subsection 4 (1) of the Act,
- i. for the first proposed advertisement .....\$ 50

- ii. for each additional proposed advertisement thereafter .....\$ 10
2. Upon furnishing each return under subsection 5 (3) of the Act ..... 25
3. For an inspection by a duly authorized representative of the Commission under subsection 5 (4) of the Act, the rate per day per representative shall be \$25.  
R.R.O. 1970, Reg. 223, s. 6.

Form 1

*Deposits Regulation Act*

Particulars of the security for deposits accepted or received by a person or corporation.

Effective Date....., 19....

Aggregate amount of Deposits: \$.....

Cash held separately: \$.....

ADD: Cash Deposited and held separately:

BANK	BRANCH	
		\$.....
		\$.....
		\$.....
		\$.....
		\$.....
		\$..... \$.....

Total Cash on Hand and on Deposit: \$.....

ADD: Principal amount of short term securities from Schedule A: \$.....

Aggregate of Cash and Securities: \$.....

Aggregate of Cash and Securities as a percentage of Deposits: %.....

Certified correct as complying with subsection 5 (3) of the *Deposits Regulation Act*.

Date.....

Signed.....  
Auditor

Schedule A

Acquisition Date	Full Description of Security	Maturity Date	Cost	Market Value	Principal Amount
			\$	\$	\$
		TOTALS	\$	\$	\$

R.R.O. 1970, Reg. 223, Form 1.



## REGULATION 240

under the Development Corporations Act

### APPROVAL OF LOANS AND GUARANTEES

1. No loans may be made or guarantees given for the payment of loans in excess of \$250,000.00 under clauses 12 (1) (a) and (b) of the Act unless the approval of the Lieutenant Governor in Council has been first obtained. O. Reg. 382/75, s. 1.



## REGULATION 241

### under the Development Corporations Act

#### ONTARIO INTERNATIONAL CORPORATION

1. Under section 5 of the Act, the Ontario International Corporation is constituted on behalf of Her Majesty in right of Ontario as a corporation without share capital with the following powers and duties:

1. To create and stimulate employment and investment in Ontario by developing and promoting the export of Ontario goods and services on a competitive basis in domestic and international markets, including, without limiting the generality of the foregoing,
    - i. the provision of services to co-ordinate the public and private sector with respect to the export of Ontario oriented products and services; and
    - ii. the provision of financial assistance by way of loan or guarantee, to a person carrying on an industrial undertaking in Ontario.
  2. Subject to the approval of the Lieutenant Governor in Council, to lend money or guarantee a loan made by a lender approved by the Ontario International Corporation, and to assist in the cost of feasibility studies, proposals, bid presentations, market development costs, and matters related thereto and to forgive repayment of such loans in whole or in part.
  3. To structure, promote, market and finalize export transactions of maximum benefit to the Ministries and boards, agencies and commissions of the Government of Ontario as well as the private sector in fields such as Energy, Environment, Health, Education, Agricultural Resources, Transportation, and manufacturing.
  4. To do all things that are incidental or conducive to the attainment of the objects of the Ontario International Corporation. O. Reg. 496/80, s. 1.
2. The Ontario International Corporation shall consist of not fewer than three and not more than seven members to be appointed by the Lieutenant Governor in Council. O. Reg. 496/80, s. 2.
3. The members of the Ontario International Corporation shall form and be its board of directors and the Lieutenant Governor in Council shall designate one of them as chairman. O. Reg. 496/80, s. 3.

4. The Ontario International Corporation shall have a seal that shall be adopted by by-law and may be altered or changed by by-law. O. Reg. 496/80, s. 4.

5. The fiscal year of the Ontario International Corporation shall commence on the 1st day of April in each year and end on the 31st day of March in the following year. O. Reg. 496/80, s. 5.

6. The *Corporations Act* and the *Corporations Information Act* do not apply to the Ontario International Corporation. O. Reg. 496/80, s. 6.

7. The Ontario International Corporation may pay those of its members who are not officers in the public service of Ontario such remuneration and expense allowances as are from time to time fixed by the Lieutenant Governor in Council. O. Reg. 496/80, s. 7.

8. A majority of the members of the Ontario International Corporation constitutes a quorum at meetings of the board of directors. O. Reg. 496/80, s. 8.

9. The board of directors may make by-laws regulating its proceedings and generally for the conduct and management of the affairs of the Ontario International Corporation. O. Reg. 496/80, s. 9.

10. The affairs of the Ontario International Corporation are under the management and control of the board of directors and the chairman shall preside at all meetings of the board of directors. O. Reg. 496/80, s. 10.

11. In exercising its powers the Ontario International Corporation shall comply with any directions from time to time given to it in writing by the Lieutenant Governor in Council expressing the policy of the Government of Ontario. O. Reg. 496/80, s. 11.

12. Such employees may be appointed under the *Public Service Act* as are considered necessary from time to time for the proper conduct of the business of the Ontario International Corporation. O. Reg. 496/80, s. 12.

13. In accordance with government policy, the Ontario International Corporation may engage persons other than those appointed under section 12 to provide professional, technical, or other assistance to or on behalf of the Ontario International Corporation, and may prescribe their duties and other terms of engagement and provide for payment of the remuneration and expenses of such persons. O. Reg. 496/80, s. 13.

14. No member, officer or employee of a corporation, or other person acting on behalf of the Ontario International Corporation, is personally liable for anything done or omitted in good faith in the exercise or purported exercise of the powers conferred by this Regulation. O. Reg. 496/80, s. 14.

15. The accounts and financial transactions of the Ontario International Corporation shall be audited annually by the Provincial Auditor and reports of the audit shall be made to the Ontario International Corporation and to the Minister. O. Reg. 496/80, s. 15.

16. The Ontario International Corporation shall make a report annually to the Minister on the affairs of

the Ontario International Corporation, and the Minister shall submit the report to the Lieutenant Governor in Council and shall then lay the report before the Assembly if it is in session or, if not, at the next ensuing session. O. Reg. 496/80, s. 16.

17. The Ontario International Corporation shall, in addition to making an annual report under section 16, make to the Minister such other reports of its affairs and operations as he may require. O. Reg. 496/80, s. 17.

18. The Ontario International Corporation terminates on the 1st day of June, 1983, or on such day thereafter as the Lieutenant Governor in Council may designate. O. Reg. 496/80, s. 18.

## REGULATION 242

### under the Developmental Services Act

#### GENERAL

#### PART I

#### INTERPRETATION

#### 1.—(1) In this Regulation,

(a) “approved children’s home” means a home approved by the Minister and designated as a class of facility in subsection 2 (3);

(b) “architect” means a person who is a member of the Ontario Association of Architects or a person who is licensed to practise as an architect under the *Architects Act*;

(c) “corporation” means a corporation without share capital having objects of a charitable nature,

(i) to which Part III of the *Corporations Act* applies, or

(ii) that is incorporated under a general or special Act of the Parliament of Canada;

(d) “health care” means medical, surgical, obstetrical, optical, dental and nursing services, and includes drugs, dressings, prosthetic appliances and any other items or health services necessary to or commonly associated with the provision of any such specified services, but does not include any part of such items and health services payable under the Ontario Health Insurance Plan under the *Health Insurance Act*;

(e) “licensed public accountant” means a public accountant licensed under the *Public Accountancy Act*;

(f) “professional engineer” means a person registered as a professional engineer or a person who is licensed to practise as a professional engineer under the *Professional Engineers Act*. O. Reg. 213/74, s. 1 (1); O. Reg. 218/80, s. 1 (1, 2).

#### (2) For the purposes of the Act and this Regulation,

(a) “assistance” means,

(i) aid in any form to a resident for the purpose of providing all or any of the following,

(A) care in a facility,

(B) food, shelter, clothing, fuel, utilities, household supplies and personal requirements,

(C) travel and transportation,

(D) a funeral and burial,

(E) health care, and

(F) services purchased on behalf of a resident,

(ii) aid in any form to a person with a developmental handicap other than a resident for the purpose of providing all or any of the following,

(A) residential care,

(B) parent relief, and

(C) travel and transportation;

(b) “services” means services for a person with a developmental handicap and includes,

(i) diagnosis and assessment,

(ii) homemaker services,

(iii) day care,

(iv) training and rehabilitation,

(v) casework and counselling,

(vi) health care,

(vii) research and evaluation,

(viii) training programs to offer instruction in the nature of mental retardation and its prevention,

(ix) infant stimulation,

(x) behaviour management training,

(xi) demonstration projects,

(xii) staff training for the benefit of persons with developmental handicaps,



- (xiii) information programs to increase awareness of existing services for developmentally handicapped persons, and
- (xiv) training in life skills for persons with a developmental handicap. O. Reg. 213/74, s. 1 (2); O. Reg. 218/80, s. 1 (3, 4).

## PART II

### CLASSES OF FACILITIES

2.—(1) The facilities in Schedules 1, 2 and 3 are designated as facilities to which the Act and this Regulation apply.

(2) Homes approved by the Minister for providing assistance and services to persons with a developmental handicap are designated as a class of facility to which the Act and this Regulation apply. O. Reg. 213/74, s. 2.

(3) Homes approved by the Minister for the providing of residential accommodation for or on behalf of children under eighteen years of age with a developmental handicap other than homes to which subsections (1) and (2) apply are designated as a class of facility to which the Act and this Regulation apply. O. Reg. 218/80, s. 2.

## PART III

### OPERATING SUBSIDY

3.—(1) Every person who operates a facility designated in Schedule 2 or 3 shall, annually, prepare and submit to the Minister an estimate of the operating costs and revenue of the facility for the budget year in respect of the assistance and service that it is proposed to offer and such estimate shall be subject to the approval of the Minister.

(2) A person who submits an estimate under subsection (1) may at any time during the budget year after the estimate has been approved by the Minister submit to the Minister for his approval an amendment to the estimate or a supplementary estimate of the operating costs and revenue of the facility for the budget year.

(3) The Minister may approve the amount of any estimate or amendment thereto, as the case may be, as submitted under subsection (1) or (2) or he may vary the amount of the estimate or the amendment and approve the amount as so varied.

(4) The amount of provincial aid for a budget year payable as a subsidy for the operating costs of a facility designated under Schedule 2 or 3 shall be equal to the total estimate of the operating costs of the facility as finally approved by the Minister under subsection (3)

for the budget year subject to any final adjustment that might be made upon receipt from the person who operates the facility of the annual financial statement of the facility for the budget year audited by a licensed public accountant.

(5) The provincial aid payable under subsection (4) may be payable in monthly instalments, on the first day of the month for which it is payable and may be paid in advance, the first instalment being payable in the first month of the budget year for which the provincial aid is payable and the balance each month thereafter until the entire amount has been paid. O. Reg. 213/74, s. 3 (1-5).

(6) Subject to subsection (8), the amount of each instalment payable before the estimate submitted under subsection (1) has been approved by the Minister under subsection (3), shall be one-twelfth of the amount of provincial aid paid for the preceding budget year.

(7) Subject to subsections (8) and (9), the amount of each instalment payable after the estimate submitted under subsection (1) has been approved by the Minister under subsection (3) shall be one-twelfth of the total amount payable by Ontario for the budget year in which the estimate has been approved.

(8) The Minister may vary the amount of any instalment payable under subsection (6) or (7).

(9) Any difference between the aggregate of the amounts of all the instalments as determined under subsections (6) and (7) due in the budget year for which the estimate has been approved and the total amount of the provincial aid payable under subsection (4) for that year before the final adjustment provided for in subsection (4) may be adjusted in the instalments due and payable after the Minister's approval of the estimate submitted under subsection (1). O. Reg. 975/74, s. 1.

(10) Where the submission of the estimate referred to in subsection (1) or the audited annual financial statement referred to in subsection (4) is not furnished to the Minister, the provincial aid payable under subsection (4) may be withheld until the operator of the facility provides information satisfactory to the Minister. O. Reg. 213/74, s. 3 (9).

(11) The amount payable on or after the 1st day of April, 1980 as provincial aid to a corporation operating an approved children's home shall be equal to the total estimate of operating costs submitted by the Corporation and approved by the Minister and determined having regard to,

- (a) the number of beds;
- (b) the number of staff;
- (c) the services,

to be provided in the approved children's home by the corporation, and

- (d) the anticipated revenue of the approved children's home.

(12) Every corporation applying for payment of provincial aid for the operation of an approved children's home shall enter into an agreement with Ontario with respect to the payment. O. Reg. 218/80, s. 3.

#### PART IV

##### CAPITAL GRANTS

#### 4.—(1) In this Part,

- (a) "actual cost" means the cost of a building project and includes,

- (i) fees payable for the services of an architect, professional engineer, or other consultant,
- (ii) the cost of purchasing and installing furnishings and equipment,
- (iii) the cost of land surveys, soil tests, permits, licences and legal fees,
- (iv) the cost of paving, sodding and landscaping, and
- (v) the cost of acquiring the land necessary for the building project;

- (b) "approved cost" means that portion of the actual cost of a building project approved by the Minister;

- (c) "building project" means a project composed of one or more of the following elements,

- (i) the purchase or other acquisition of all or any part of an existing building or buildings including the land contiguous thereto,
- (ii) any renovations, alterations or additions to an existing building or buildings,
- (iii) the purchase or other acquisition of vacant land for the purpose of constructing a building or buildings thereon,
- (iv) the erection of a new building, or any part thereof,
- (v) the demolition of a building,
- (vi) the installation of public utilities, sewers and items or services necessary for access to the land or building or buildings.

(2) The amount of capital grant payable under the Act to a facility designated or to be designated in Schedule 2 or 3 for a building project shall be equal to two-thirds of the approved cost of the building project. O. Reg. 690/79, s. 1, *part*.

(3) The amount of capital grant payable on or after the 1st day of April, 1980 under the Act to a corporation establishing or operating an approved children's home for a building project shall be equal to,

- (a) \$15,000.00 per bed; or

- (b) 80 per cent of the approved cost of the building project,

whichever is the lesser. O. Reg. 218/80, s. 4; O. Reg. 871/80, s. 1.

5.—(1) An application for a capital grant shall be made to the Minister on a form provided by the Minister.

(2) An applicant who applies under subsection (1) shall file with the Minister, for the Minister's approval, two copies of a site plan showing the location of the building or buildings, if any, on the site and, in the case of a building project with one or more of the elements referred to in subclauses 4 (c) (i), (ii), (iv) or (vi),

- (a) building plans and specifications prepared by an architect or professional engineer showing the structure, fixtures and arrangements of the building or buildings and describing the areas of the building or buildings to be used for the purposes of the Act; or

- (b) where the Minister approves, structural sketches and specifications prepared by a person other than an architect or professional engineer describing the building or buildings and the areas of the building or buildings or contiguous to the building or buildings to be used for the purposes of the Act.

(3) No plan, specification or structural sketch filed with the Minister shall be amended or altered without the approval of the Minister. O. Reg. 690/79, s. 1, *part*.

6.—(1) No payment of a capital grant shall be made for a building project except where,

- (a) the building project has been approved by the Minister; and

- (b) the approved cost has been determined.

(2) An approval of a building project by the Minister referred to in subsection (1) expires on the first anniversary of the date upon which the approval is given unless the building project has been commenced before such anniversary date.

(3) A capital grant may be paid as a single payment or in two or more instalments and, except where the Minister directs otherwise, the aggregate of the amounts of the capital grant paid at any point in time shall not exceed,

- (a) an amount that bears the same proportion to the estimated total payment as the amount of progress made at the time towards completion of the project bears to the total estimated amount of work required for completion; or
- (b) an amount that bears the same proportion to the estimated total payment as the amount of cost incurred at the time bears to the total estimated cost of the project,

whichever is the greater.

(4) A single payment, or in the case of payment in two or more instalments, the final payment of an amount payable for a building project shall not be made until,

- (a) an architect or professional engineer certifies, or the Minister is otherwise satisfied, that the building project has been completed in accordance with the plans filed under clause 5 (2) (a) or the sketches thereof approved by the Minister under clause 5 (2) (b) and the building or addition is ready for use and occupancy; and
- (b) the applicant for the payment submits a report containing,
  - (i) a statement of the actual cost of the building project,
  - (ii) a statement indicating that all refundable sales tax has been taken into account,
  - (iii) a statement indicating that the total amount of the unpaid accounts applicable to the building project does not exceed the amount of the grant remaining to be paid, and
  - (iv) an undertaking that the amount of the grant remaining to be paid will be applied first to the payment of the unpaid accounts. O. Reg. 690/79, s. 1, *part*.

7. No applicant for or recipient of a capital grant for a building project shall,

- (a) acquire a building or land for the building project;
- (b) call tenders for the building project;

(c) commence construction of the building project; or

(d) erect any temporary or permanent sign, tablet or plaque on the site or building project,

without the written approval of the Minister. O. Reg. 690/79, s. 1, *part*.

8.—(1) It is a term and condition of a payment of a capital grant under the Act in respect of a building, buildings or land forming part of a building project that the applicant for the payment enter into an agreement with the Minister in which the applicant shall agree not to,

- (a) sell, agree to sell, mortgage, lease, encumber, donate or dispose of all or any part of the building, buildings or land;
- (b) use all or any part of the building, buildings or land for a purpose other than that for which a grant has been or is payable; or
- (c) demolish or make alterations or additions to all or any part of the building or buildings,

without the written approval of the Minister and the Minister may require, as a condition of the approval of the payment, that the recipient repay the whole or such part of the payment as the Minister considers appropriate in the circumstances where there is a default under the agreement.

(2) Where a recipient contravenes the provisions of subsection (1), or is in default of any condition for repayment imposed by the Minister under subsection (1), the Minister may require the return of a part of the payment or the whole payment whereupon the recipient is liable to repay such amount of the payment received under the Act for the project as is required by the Minister as a debt due to the Crown, and such amount may be,

- (a) deducted from any moneys payable by Ontario to the recipient under the Act; or
- (b) recovered by proceedings in a court of competent jurisdiction. O. Reg. 690/79, s. 1, *part*.

9.—(1) Expenditures incurred by a facility, other than a corporation establishing or operating an approved children's home, for furnishings or equipment, or for repairs to or maintenance of a capital asset that,

- (a) are approved by the Minister as capital expenditures;
- (b) are, in the opinion of the Minister, necessary for the efficient operation of the facility and the cost of which is not excessive for the purpose; and
- (c) are in excess of \$300.00,



are capital expenditures for which a grant may be paid, upon application by the facility, in an amount equal to two-thirds of the approved expenditures incurred. O. Reg. 218/80, s. 5, *part*; O. Reg. 871/80, s. 2.

(2) Expenditures incurred by a corporation operating an approved children's home for furnishings or equipment, or for repairs to or maintenance of a capital asset that,

- (a) are approved by the Minister as capital expenditures;
- (b) are, in the opinion of the Minister, necessary for the efficient operation of the facility and the cost of which is not excessive for the purpose; and
- (c) are in excess of \$300.00,

are capital expenditures for which a grant may be paid, upon application by the corporation operating an approved children's home, in an amount equal to 80 per cent of the approved expenditures incurred. O. Reg. 218/80, s. 5, *part*.

10. A facility, if requested by the Minister, shall file with the Minister evidence that all or any part of a building or buildings used or to be used by the facility comply with,

- (a) the laws affecting the health of inhabitants of the municipality in which the facility is located;
- (b) any rule, regulation, direction or order of the local board of health and any direction or order of the medical officer of health;
- (c) any by-law of the municipality in which the facility is located or other law for the protection of persons from fire hazards;
- (d) any restricted area, standard of housing or building by-law passed by the municipality in which the facility is located pursuant to Part III of the *Planning Act* or any predecessor thereof; and
- (e) the requirements of Regulation 87 of Revised Regulations of Ontario, 1980 made under the *Building Code Act*. O. Reg. 690/79, s. 1, *part*.

## PART V

### RULES GOVERNING FACILITIES

11. In every facility, the board or where there is no board, the owner, shall ensure that,

- (a) all fire hazards in the facility are eliminated, the facility is inspected at least once a year by an officer authorized to inspect buildings under the *Fire Marshals Act* and the recommendations of the officer are carried out;

- (b) there is adequate protection from radiators or other heating equipment;
- (c) the water supplies are adequate for all normal needs, including those of fire protection;
- (d) the fire protection equipment, including the sprinkler system, fire extinguishers, hose and stand pipe equipment are visually inspected at least once a month and serviced at least once every year by qualified personnel;
- (e) the fire detection and alarm system is inspected at least once a year by qualified fire alarm maintenance personnel, and tested at least once every month;
- (f) at least once a year the heating equipment is serviced by qualified personnel and the chimneys are inspected and cleaned if necessary;
- (g) a written record is kept of inspections and tests of fire equipment, fire drills, the fire detection and alarm system, the heating system, chimneys and smoke detectors;
- (h) the staff and residents are instructed in the method of sounding the fire detection and alarm system;
- (i) the staff are trained in the proper use of the fire extinguishing equipment;
- (j) a directive setting out the procedures that must be followed and the steps that must be taken by the staff and residents when a fire alarm is given is drawn up and posted in conspicuous places in the facility;
- (k) the staff and residents are instructed in the procedures set out in the directive referred to in clause (j) and the procedures are practised by staff and residents at least once a month using the fire detection and alarm system to initiate the drill;
- (l) where matches are used, only safety matches are issued to the staff and residents;
- (m) an inspection of the building, including the equipment in the kitchen and laundry, is made each night to ensure that there is no danger of fire and that all doors to stairwells, all fire doors and all smoke barrier doors are kept closed;
- (n) adequate supervision is provided at all times for the security of the residents and the facility;
- (o) oxygen is not used or stored in the facility in a pressure vessel;
- (p) combustible rubbish is kept to a minimum;

- (q) all exits are clear and unobstructed at all times;
- (r) combustible draperies, mattresses, carpeting, curtains, decorations and similar materials are suitably treated to render them resistant to the spread of flame and are retreated when necessary;
- (s) receptacles into which electric irons or other small appliances are plugged are equipped with pilot lights which glow when the appliance is plugged in;
- (t) lint traps in the laundry are cleaned out after each use of the equipment;
- (u) flammable liquids and paint supplies are stored in suitable containers in non-combustible cabinets;
- (v) suitable non-combustible ashtrays are provided where smoking is permitted;
- (w) no portable electric heaters are used in the facility that are not in accordance with standards of approval set down by the Canadian Standards Association;
- (x) no vaporizing liquid fire extinguishers are kept or used in the facility; and
- (y) no sprinkler heads, fire or smoke detector heads are painted or otherwise covered with any material or substance that is likely to prevent them from functioning normally. O. Reg. 690/79, s. 1, *part*.

12. A facility located in a municipality that does not have public fire protection shall be provided with a complete automatic sprinkler system that complies with standards prescribed under the *Building Code Act*. O. Reg. 690/79, s. 1, *part*.

13. The board of each facility shall keep and maintain an inventory of all furnishings and equipment acquired by the facility and the inventory shall set forth each addition to or removal from inventory and the reasons therefor and shall be prepared in such manner and contain such additional information as the Director may require. O. Reg. 690/79, s. 1, *part*.

14.—(1) The charge for any resident eighteen years of age or older shall be equal to the cost of providing assistance to him. O. Reg. 218/80, s. 6, *part*.

(2) The charge for any resident under eighteen years of age shall be equal to the amount agreed upon by the parent or guardian of the resident and the facility and approved by the Minister. O. Reg. 871/80, s. 3.

15. An application for admission to a facility and for assistance shall be made to an administrator who shall determine whether the applicant is eligible for admission to the facility and for assistance and whether the

applicant is able to contribute to all or any part of the cost of the assistance. O. Reg. 690/79, s. 1, *part*.

16. An application for services shall be made to the Director or to an administrator, and the Director or administrator, as the case may be, shall determine whether the applicant is eligible for the services and whether the applicant is able to contribute to all or any part of the cost thereof. O. Reg. 690/79, s. 1, *part*.

17. A certificate under subsection 10 (3) of the Act shall be in Form 1. O. Reg. 690/79, s. 1, *part*.

18. A notice of cancellation under section 14 of the Act shall be in Form 2. O. Reg. 690/79, s. 1, *part*.

19. A notice of continuance under subsection 15 (2) of the Act shall be in Form 3. O. Reg. 690/79, s. 1, *part*.

## PART VI

### ADMISSION OF CHILDREN

20. In this Part,

(a) "child" means a person with a developmental handicap under eighteen years of age; and

(b) "parent" means the father or mother of a child, and includes a person who has demonstrated a settled intention to treat a child as a child of his or her family, but does not include a person in whose home a child was placed as a foster child for consideration by a person having lawful custody. O. Reg. 871/80, s. 4, *part*.

21.—(1) The Minister shall be deemed to be a child welfare authority for the purpose of entering into an agreement with a parent for the provision of services or assistance or both to a child.

(2) The agreement between the Minister and the parent shall be in a form provided by the Minister. O. Reg. 871/80, s. 4, *part*.

22. A child shall be provided services and assistance where the child is,

(a) in the care or custody or under the control or supervision of a Children's Aid Society; or

(b) under the supervision of the Minister pursuant to an agreement between the Minister and the parent whereby the Minister agrees to provide services or assistance or both to meet the special needs of the child. O. Reg. 871/80, s. 4, *part*.



Schedule 1

ITEM	LOCATION	NAME
1.	Aurora	Pine Ridge
2.	Brockville	St. Lawrence Regional Centre
3.	Cedar Springs	Southwestern Regional Centre
4.	Cobourg	D'Arcy Place
5.	Edgar	Adult Occupational Centre
6.	Goderich	Bluewater Centre
7.	Gravenhurst	Muskoka Centre
8.	London	CPRI
9.	Orillia	Huronian Regional Centre
10.	Palmerston	Midwestern Regional Centre
11.	Picton	Prince Edward Heights
12.	St. Thomas	St. Thomas Adult Rehabilitation and Training Centre
13.	Smiths Falls	Rideau Regional Centre
14.	Thunder Bay	Northwestern Regional Centre
15.	Toronto	Surrey Place Centre
16.	Whitby	Durham Centre for the Developmentally Handicapped
17.	Woodstock	Oxford Regional Centre

O. Reg. 213/74, Sched. 1; O. Reg. 187/75, s. 1; O. Reg. 279/75, s. 1; O. Reg. 306/76, s. 1; O. Reg. 413/77, s. 1; O. Reg. 393/78, s. 1.

Schedule 2

ITEM	LOCATION	NAME
1.	Brantford	Brantwood
2.	Hamilton	Rygiel Home
3.	Kingston	Ongwanada Hospital—Hopkins Division Mental Retardation Unit 117 Park Street Kingston, Ontario and Ongwanada Hospital—Penrose Division Mental Retardation Unit 752 King Street West Kingston, Ontario
4.	Kitchener	Sunbeam Home

5.	Oakville	Oaklands Regional Centre
6.	Plainfield	Plainfield Children's Home
7.	Thunder Bay	Mental Retardation Unit—Hogarth-Westmount Hospital
8.	Vineland	Bethesda Home
9.	Whitby	Christopher Robin Home for Children

O. Reg. 213/74, Sched. 2; O. Reg. 187/75, s. 2; O. Reg. 742/75, s. 1; O. Reg. 413/77, s. 2; O. Reg. 562/78, s. 1; O. Reg. 871/80, s. 5.

Schedule 3

ITEM	LOCATION	NAME
1.	Sault Ste. Marie	Algoma District Mental Retardation Services

O. Reg. 213/74, Sched. 3.

Form 1

Developmental Services Act

CERTIFICATE OF INCOMPETENCE

I, the undersigned physician, hereby certify that  
on the.....day of....., 19....  
I personally examined.....  
(name of resident in full)  
.....  
(home address)

After making due inquiry into all the facts necessary for me to form a satisfactory opinion, I do hereby further certify that he/she is not competent to manage his/her estate.

1. Facts indicating incompetence observed by myself:  
.....  
2. Other facts, if any, indicating incompetence communicated to me by others:  
.....  
Date....., 19....  
.....  
(signature)

.....  
(print or type name of  
signing physician)  
.....  
(name and address of facility)  
  
Date of Admission....., 19....  
  
O. Reg. 213/74, Form 1.

Form 2

*Developmental Services Act*

NOTICE OF CANCELLATION OF  
CERTIFICATE OF INCOMPETENCE

I, the undersigned physician, having examined  
.....  
(name of resident in full)  
.....  
(home address)  
  
for such purpose, hereby cancel the certificate of  
incompetence which was issued with respect to him/  
her  
by.....on....., 19....  
  
Date....., 19....  
  
.....  
(signature)  
.....  
(print or type name of  
signing physician)  
.....  
(name and address of facility)  
  
O. Reg. 213/74, Form 2.

Form 3

*Developmental Services Act*

NOTICE OF CONTINUANCE OF  
CERTIFICATE OF INCOMPETENCE

I, the undersigned physician, having examined  
.....  
(name of resident in full)  
.....  
(home address)  
  
who is about to be discharged, am of the opinion  
that he/she continues to be incompetent to manage  
his/her estate, and the certificate of incompetence  
which was issued with respect to him/her by.....  
.....  
on....., 19.... is hereby continued.  
  
State reason(s) why the above-named patient  
should not resume management of his/her estate:  
  
Date....., 19....  
  
.....  
(signature)  
.....  
(print or type name of  
signing physician)  
.....  
(name and address of facility)  
  
O. Reg. 213/74, Form 3.

## REGULATION 243

### under the District Welfare Administration Boards Act

#### APPLICATION FOR GRANT UNDER SECTION 10 OF THE ACT

1.—(1) In this Regulation "Director" means the Director of the Income Maintenance Branch of the Ministry of Community and Social Services.

(2) For the purposes of clause 1 (d) of the Act and this Regulation, "district" has the same meaning as in the *Territorial Division Act*. O. Reg. 231/71, s. 1.

2. In addition to the welfare services mentioned in clause 1 (h) of the Act, "welfare services", for the purpose of the Act and this Regulation includes,

- (a) hospitalization of indigent persons;
- (b) services in respect of children's aid societies;
- (c) social services that are furnished for the purpose of,
  - (i) rehabilitation, including vocational assessment and counselling, the facilitation of vocational training and placement in employment,
  - (ii) counselling in respect of family or marital relationships,
  - (iii) counselling in respect of child care and training, and parent-child relationships,
  - (iv) counselling in respect of debts, financial or household management and homemaking,
  - (v) counselling in respect of nutritional needs and requirements, and
  - (vi) counselling in respect of the maintenance of adequate standards of health and personal hygiene;
- (d) such other social services that may be required by a recipient and are approved by the Director;
- (e) administrative, secretarial and clerical services including staff training relating to the provision of any of the foregoing welfare services;
- (f) consulting, research and evaluation services with respect to the provision of any of the foregoing welfare services; and

(g) such other services as are approved by the Director. O. Reg. 231/71, s. 2.

3. An application for a grant under section 10 of the Act shall be made in triplicate in Form 1. R.R.O. 1970, Reg. 225, s. 2.

#### GRANTS UNDER SECTION 10 OF THE ACT

4.—(1) In this section "estimated expenditures" means the total expenditures estimated by a board in accordance with Form 1 and approved by the Director to carry out the purposes of the Act during the first year of the board's operation.

(2) For the purposes of section 10 of the Act, the amount of the grant shall be 50 per cent of the estimated expenditures of the board determined in accordance with Form 1. R.R.O. 1970, Reg. 225, s. 3; O. Reg. 231/71, s. 4 (1-3).

#### MEMBERSHIP OF BOARDS

5.—(1) For the purpose of determining the membership of a board, the districts for which the boards have been established are divided into the areas set out in the schedules.

(2) For each board named in the heading of a schedule, the number of members, the areas in a district that they represent and the manner of their appointment shall be that set out in the schedule.

(3) A member at large of a board shall hold office for a term not exceeding three years. O. Reg. 84/73, s. 1, *part*.

(4) The term of office of each member of a board who is not a member at large is two years and shall commence on the 1st day of January next following the member's appointment. O. Reg. 917/78, s. 1, *part*.

(5) A member of a board is eligible for re-appointment at the expiration of his term of office.

(6) Where the office of a member of a board becomes vacant before the end of the term of office of the member a new member may be appointed for the remainder of the unexpired term. O. Reg. 84/73, s. 1, *part*.

6. Payment of a grant under section 10 of the Act may be made to a board at any time during the first year in which the board is established for a district, either in one payment for the full amount or by the payment of instalments in such amounts and at such times as the Minister may direct. R.R.O. 1970, Reg. 225, s. 4.

## CHAIRMEN OF BOARDS

7.—(1) A board shall, at its first meeting after the 1st day of January in each year, appoint one of its members as chairman of the board.

(2) The member of the board who is appointed under subsection (1) shall serve as chairman until the 31st day of December following the appointment and, subject to subsection (3), may be re-appointed as chairman for the next ensuing year. O. Reg. 917/78, s. 2.

(3) No member of the board shall serve for more than three consecutive terms as chairman.

(4) Where the chairman resigns or dies before his term as chairman has expired, the board shall appoint another member of the board as the chairman thereof to complete the unexpired portion of the term of the chairman who has resigned or died. R.R.O. 1970, Reg. 225, s. 5 (3, 4).

**Schedule 1**THE DISTRICT OF SUDBURY WELFARE  
ADMINISTRATION BOARD

The District of Sudbury Welfare Administration Board shall consist of nine members and the areas they represent and the manner of their appointment shall be as follows:

1. One member at large to be appointed by the Lieutenant Governor in Council.
2. Area 1, represented by six members to be appointed by the Regional Council of The Regional Municipality of Sudbury.
3. Area 2, represented by one member to be appointed jointly by the municipal councils of,
  - i. The Corporation of the Township of Chapleau,
  - ii. The Corporation of the Township of Hagar,
  - iii. The Corporation of the Township of Casimir, Jennings and Appleby,
  - iv. The Corporation of the Township of Ratter and Dunnet, and
  - v. The Corporation of the Township of Cosby, Mason and Martland.
4. Area 3, represented by one member to be appointed jointly by the municipal councils of,
  - i. The Corporation of the Town of Espanola,

- ii. The Corporation of the Township of The Spanish River,
- iii. The Corporation of the Town of Massey,
- iv. The Corporation of the Town of Webbwood,
- v. The Corporation of the Township of Nairn and,
- vi. The Corporation of the Township of Baldwin. O. Reg. 84/73, s. 2, *part.*

**Schedule 2**THE DISTRICT OF ALGOMA WELFARE  
ADMINISTRATION BOARD

The District of Algoma Welfare Administration Board shall consist of nine members and the areas they represent and the manner of their appointment shall be as follows:

1. Two members at large to be appointed by the Lieutenant Governor in Council.
2. Area 1, represented by one member to be appointed by the municipal council of The Corporation of the Town of Elliot Lake.
3. Area 2, represented by one member to be appointed by the municipal council of The Corporation of the Town of Blind River.
4. Area 3, represented by one member to be appointed by the municipal council of The Corporation of the Township of Michipicoten.
5. Area 4, represented by four members to be appointed jointly by the municipal councils of,
  - i. The Corporation of the Township of Thompson,
  - ii. The Corporation of the Village of Iron Bridge,
  - iii. The Corporation of the Township of Day and Bright Additional,
  - iv. The Corporation of the Township of Thessalon,
  - v. The Corporation of the Town of Thessalon,
  - vi. The Corporation of the Township of Plummer Additional,
  - vii. The Corporation of the Town of Bruce Mines,

- viii. The Corporation of the Township of Johnson,
- ix. The Corporation of the Township of Tarbutt and Tarbutt Additional,
- x. The Corporation of the Township of Prince,
- xi. The Corporation of the Township of Macdonald, Meredith and Aberdeen Additional,
- xii. The Corporation of the Township of St. Joseph,
- xiii. The Corporation of the Township of Jocelyn,
- xiv. The Corporation of the Township of Hilton,
- xv. The Corporation of the Village of Hilton Beach,
- xvi. The Corporation of the Township of Laird,
- xvii. The Corporation of the Improvement District of White River, and
- xviii. The Corporation of the Township of Wicksteed.
- xix. The Corporation of the Improvement District of the North Shore.  
O. Reg. 84/73, s. 2, *part*; O. Reg. 683/73, s. 1; O. Reg. 125/77, s. 1.

### Schedule 3

#### THE DISTRICT OF NIPISSING WELFARE ADMINISTRATION BOARD

The District of Nipissing Welfare Administration Board shall consist of seven members and the areas they represent and the manner of their appointment shall be as follows:

- 1. Two members at large to be appointed by the Lieutenant Governor in Council.
- 2. Area 1, represented by one member to be appointed by the municipal council of The Corporation of the Town of Sturgeon Falls.
- 3. Area 2, represented by one member to be appointed by the municipal council of The Corporation of the Township of Temagami.
- 4. Area 3, represented by one member to be appointed jointly by the municipal councils of,

- i. The Corporation of the Township of Bonfield,
  - ii. The Corporation of the Township of East Ferris, and
  - iii. The Corporation of the Township of Chisholm.
5. Area 4, represented by one member to be appointed jointly by the municipal councils of,
- i. The Corporation of the Town of Cache Bay,
  - ii. The Corporation of the Township of Caldwell,
  - iii. The Corporation of the Township of Springer, and
  - iv. The Corporation of the Township of Field.
6. Area 5, represented by one member to be appointed jointly by the municipal councils of,
- i. The Corporation of the Town of Mattawa,
  - ii. The Corporation of the Township of Airy,
  - iii. The Corporation of the Township of Calvin,
  - iv. The Corporation of the Township of Mattawan,
  - v. The Corporation of the Township of Papineau, and
  - vi. The Corporation of the Improvement District of Cameron. O. Reg. 84/73, s. 2, *part*; O. Reg. 125/77, s. 2.

### Schedule 4

#### THE DISTRICT OF COCHRANE WELFARE ADMINISTRATION BOARD

The District of Cochrane Welfare Administration Board shall consist of ten members and the areas they represent and the manner of their appointment shall be as follows:

- 1. Two members at large to be appointed by the Lieutenant Governor in Council.
- 2. Area 1, represented by one member to be appointed by the municipal council of The Corporation of the Town of Hearst.
- 3. Area 2, represented by one member to be appointed by the municipal council of The Corporation of the Town of Kapuskasing.



4. Area 3, represented by one member to be appointed jointly by the municipal councils of,
  - i. The Corporation of the Township of Fauquier, and
  - ii. The Corporation of the Township of Shackleton and Machin.
5. Area 4, represented by one member to be appointed by the municipal council of The Corporation of the Town of Smooth Rock Falls.
6. Area 5, represented by one member to be appointed jointly by the municipal councils of,
  - i. The Corporation of the Town of Cochrane, and
  - ii. The Corporation of the Township of Glackmeyer.
7. Area 6, represented by one member to be appointed by the municipal council of the Corporation of the Town of Iroquois Falls.
8. Area 7, represented by one member to be appointed by the municipal council of the Corporation of the Township of Black River-Matheson.
9. Area 8, represented by one member to be appointed jointly by the municipal councils of,
  - i. The Corporation of the Township of Eilber and Devitt,
  - ii. The Corporation of the Improvement District of Opasatika, and
  - iii. The Corporation of the Township of Owens, Williamson and Idington. O. Reg. 84/73, s. 2, *part*; O. Reg. 125/77, s. 3; O. Reg. 917/78, s. 3.
- i. The Corporation of the Township of Morson, and
- ii. The Corporation of the Township of McCrosson and Tovell.
3. Area 2, represented by one member to be appointed jointly by the municipal councils of,
  - i. The Corporation of the Township of Atwood,
  - ii. The Corporation of the Township of Blue,
  - iii. The Corporation of the Town of Rainy River, and
  - iv. The Corporation of the Township of Worthington.
4. Area 3, represented by one member to be appointed jointly by the municipal councils of,
  - i. The Corporation of the Township of Chapple,
  - ii. The Corporation of the Township of Dilke, and
  - iii. The Corporation of the Township of Morley.
5. Area 4, represented by one member to be appointed jointly by the municipal councils of,
  - i. The Corporation of the Township of Alberton,
  - ii. The Corporation of the Township of Emo,
  - iii. The Corporation of the Township of La Vallée, and
  - iv. The Corporation of the Improvement District of Kingsford.
6. Area 5, represented by one member to be appointed by the municipal council of The Corporation of the Town of Fort Frances.
7. Area 6, represented by one member to be appointed by the municipal council of The Corporation of the Township of Atikokan. O. Reg. 84/73, s. 2, *part*.

### Schedule 5

#### THE DISTRICT OF RAINY RIVER WELFARE ADMINISTRATION BOARD

The District of Rainy River Welfare Administration Board shall consist of eight members and the areas they represent and the manner of their appointment shall be as follows:

1. Two members at large to be appointed by the Lieutenant Governor in Council.
2. Area 1, represented by one member to be appointed jointly by the municipal councils of,

### Schedule 6

#### THE DISTRICT OF PARRY SOUND WELFARE ADMINISTRATION BOARD

The District of Parry Sound Welfare Administration Board shall consist of fourteen members and the

areas they represent and the manner of their appointment shall be as follows:

1. Two members at large to be appointed by the Lieutenant Governor in Council.

2. Area 1, represented by one member to be appointed jointly by the municipal councils of,

- i. The Corporation of the Town of Parry Sound,
- ii. The Corporation of the Township of Christie,
- iii. The Corporation of the Township of Foley,
- iv. The Corporation of the Township of Humphrey, and
- v. The Corporation of the Village of Rosseau.

3. Area 2, represented by one member to be appointed jointly by,

- i. the municipal councils of,
  - A. The Corporation of the Township of Carling,
  - B. The Corporation of the Township of Hagerman,
  - C. The Corporation of the Township of McDougall,
  - D. The Corporation of the Township of McKellar, and
- ii. the council of The Ojibways of the Henvey Inlet Indian Band.

4. Area 3, represented by one member to be appointed jointly by the municipal councils of,

- i. The Corporation of the Town of Powassan,
- ii. The Corporation of the Town of Trout Creek,
- iii. The Corporation of the Township of Nipissing,

- iv. The Corporation of the Township of North Himsworth, and

- v. The Corporation of the Township of South Himsworth.

5. Area 4, represented by one member to be appointed jointly by the municipal councils of,

- i. The Corporation of the Village of Magnetawan,
- ii. The Corporation of the Village of South River,
- iii. The Corporation of the Village of Sundridge,
- iv. The Corporation of the Township of Chapman,
- v. The Corporation of the Township of Joly, and
- vi. The Corporation of the Township of Machar.

6. Area 5, represented by one member to be appointed jointly by the municipal councils of,

- i. The Corporation of the Township of Armour,
- ii. The Corporation of the Village of Burk's Falls,
- iii. The Corporation of the Town of Kearney,
- iv. The Corporation of the Township of McMurrich,
- v. The Corporation of the Township of Perry,
- vi. The Corporation of the Township of Ryerson, and
- vii. The Corporation of the Township of Strong.

7. Area 6, represented by seven members to be appointed jointly by the municipal councils of all the municipalities for which the Board is established. O. Reg. 84/73, s. 2, *part.*

Form 1

District Welfare Administration Boards Act

APPLICATION FOR GRANT UNDER SECTION 10 OF THE ACT

1. In accordance with section 10 of the Act, the District Welfare Administration Board for the District of ....., as established under section 3 of the Act, hereby applies for the grant computed in paragraph 3 of this Form to assist the Board to carry out the purposes of the Act during the first year of its establishment.

2. The estimated expenditures of the Board to carry out the purposes of the Act during the first year, as approved by the Director on ....., are as follows:  
(date)

Item	Estimated Expenditure for the Year
1. Salaries:	
i. Welfare Administrator .....	\$ .....
ii. Other Staff .....	\$ .....
2. Contributions to Pension Fund .....	\$ .....
3. Travelling Expenses .....	\$ .....
4. Allowances to Board members and their travelling and living expenses while attending meetings or engaged in the work of the Board .....	\$ .....
5. Payments as approved by the Director for counselling services purchased on a contract or fee-for-service basis from an agency approved by the Director .....	\$ .....
6. Payments for research or consultation on a contract or fee-for-service basis ..	\$ .....
7. Cost of transportation and incidental expenses of bringing persons to court under section 23 of Regulation 441 of Revised Regulations of Ontario, 1980 ..	\$ .....
8. Maintenance:	
i. Cost of providing office space .....	\$ .....
ii. Heat .....	\$ .....
iii. Utilities (telephone, electricity, gas, water) .....	\$ .....
iv. Building maintenance—	
Supplies .....	\$ .....
Extra care of premises .....	\$ .....
v. Office supplies and expenses .....	\$ .....
vi. Office equipment .....	\$ .....
9. Insurance .....	\$ .....
10. Other (list items and estimated expenditures for each):	
.....	\$ .....
.....	\$ .....
TOTAL .....	\$ .....

3. COMPUTATION OF GRANT

50% of \$ ..... =   
(total of paragraph 2)

4. CERTIFICATE:

I certify that the information given and the statements made in this Form are true and correct and in accordance with the requirements of the Act and regulations.

Dated at....., this.....day of....., 19....

.....  
(signature of chairman of board)





REGULATION 244

under the Dog Licensing and Live Stock and Poultry Protection Act

APPLICATION FOR PAYMENT OF A GRANT

1. Where a municipality has paid an award for damage ascertained under section 11 of the Act respecting damage by wolves, the municipality may apply in Form 1 to the Commissioner for a grant respecting such damage. O. Reg. 663/78, s. 1.

MAXIMUM AMOUNTS OF COMPENSATION

2.—(1) The following amounts are prescribed as maximum amounts for the purposes of subsection 11 (14) of the Act:

1. For a head of cattle, \$1,000.
2. For a fur-bearing animal, \$100.
3. For a goat, \$200.
4. For a horse, \$500.
5. For poultry of one owner killed or injured in any year, \$1,000.
6. For a rabbit, \$20 and for all rabbits of one owner killed or injured in any year, \$1,000.
7. For a head of sheep, \$200.
8. For a head of swine, \$200.

O. Reg. 693/79, s. 1, *part*.

(2) The following amounts are prescribed as maximum amounts for the purposes of subsection 24 (3) of the Act:

1. For honey bees, \$35.
2. For hive equipment, \$75.

O. Reg. 1007/80, s. 1.

Form 1

*Dog Licensing and Live Stock and  
Poultry Protection Act*

APPLICATION FOR GRANT

Application by .....  
(Name of Municipality)

to the Live Stock Commissioner for a grant to reimburse the Municipality for claim(s) for damage by wolves paid by the Municipality as follows:

1. i. Name of owner of live stock or poultry .....  
.....
- ii. Address of owner .....  
Lot ..... Con ..... Township .....
- iii. Injured live stock—  
—kind injured .....  
—no. of head and estimated live weight of  
each head .....  
.....  
—compensation paid \$ .....
- iv. Injured poultry—  
— kind injured .....  
— no. of pounds .....  
— compensation paid \$ .....
- v. Killed live stock—  
—kind killed .....  
—no. of head and estimated live weight of  
each head .....  
.....  
—compensation paid \$ .....
- vi. Killed poultry—  
— kind killed .....  
— no. of pounds .....  
— compensation paid \$ .....
- vii. Date compensation paid .....
2. i. Name of owner of live stock or poultry .....  
.....

ii. Address of owner .....  
Lot.....Con.....Township .....

iii. Injured live stock—  
— kind injured .....  
— no. of head .....  
— compensation paid \$ .....

iv. Injured poultry—  
— kind injured .....  
— no. of pounds .....  
— compensation paid \$ .....

v. Killed live stock—  
— kind killed .....  
— no. of head .....  
— compensation paid \$ .....

vi. Killed poultry—  
— kind killed .....

— no. of pounds .....  
— compensation paid \$ .....  
vii. Date compensation paid .....

A copy of the report of the valuer with respect to each claim is attached hereto. Where there is evidence, that the damage was caused by wolves, (other than as set out in the valuer's report), such evidence is as follows:

.....  
.....  
.....  
.....  
.....  
.....  
.....  
.....

Dated at....., this.....day of.....  
19....

.....  
(Clerk of the Municipality)

## REGULATION 245

under the Dog Licensing and Live Stock and Poultry Protection Act

### DOGS AT LARGE IN UNORGANIZED AREAS

#### APPLICATION

1. This Regulation applies to all territory without municipal organization. R.R.O. 1970, Reg. 226, s. 1.

2. This Regulation does not apply to a dog that is,

- (a) muzzled in a manner that renders the dog incapable of biting anything; or
- (b) in the custody or control of a person who is capable of ensuring that the dog will not harm any person or create a nuisance. R.R.O. 1970, Reg. 226, s. 2.

#### DOGS NOT TO RUN AT LARGE

3. No owner of a dog shall allow the dog to run at large in any area mentioned in section 1. R.R.O. 1970, Reg. 226, s. 3.

4.—(1) Subject to subsection (6), a provincial offences officer, as defined in the *Provincial Offences Act*, in an area mentioned in section 1 may,

- (a) seize and impound any dog found running at large; and
- (b) in his discretion, restore possession of the dog to the owner thereof where,
  - (i) the owner claims possession of the dog within five days after the date of the seizure, and
  - (ii) the owner pays to the provincial offences officer all expenses incurred in securing, caring for and feeding the dog.

(2) Where, at the end of five days, possession of the dog has not been restored to the owner under subsection (1), the provincial offences officer may sell the dog at public auction.

(3) Where a dog is sold under subsection (2), the proceeds of the sale shall be applied,

- (a) to pay to the provincial offences officer all expenses incurred in securing, caring for and feeding the dog;

- (b) to pay all expenses of the public auction; and

- (c) to pay to the Treasurer of Ontario for deposit to the credit of the Consolidated Revenue Fund any balance of the proceeds.

(4) Where the owner of a dog has not claimed the dog within five days of its seizure under subsection (1), and no bid has been received at a sale by public auction, the provincial offences officer may kill or otherwise dispose of the dog as he sees fit at any time after the auction and no damages or compensation shall be recovered on account of its killing or other disposition.

(5) Where the proceeds of the sale of a dog are insufficient to pay the expenses under clauses (3) (a) and (b), or a dog is killed or otherwise disposed of under subsection (4), the provincial offences officer shall submit an account showing the amounts of the expenses and the sale price of the dog, if any, to the Minister and the Minister shall direct payment of the amount of the expenses less the sale price, if any.

(6) Where, in the opinion of the provincial offences officer, a dog seized under subsection (1) is injured or should be destroyed without delay for humane reasons or for reasons of safety to persons, the provincial offences officer may kill the dog as soon after seizure as he thinks fit without permitting any person to reclaim the dog or without offering it by public auction and no damages or compensation shall be recovered on account of its killing. R.R.O. 1970, Reg. 226, s. 4, *revised*.

5.—(1) Where a provincial offences officer is unable to seize a dog that is running at large contrary to the provisions of this Regulation, he may kill the dog.

(2) Where a provincial offences officer finds a dog running at large contrary to the provisions of this Regulation and he believes that before he can seize the dog it may attack a human being, he may kill the dog.

(3) Where any person finds a dog running at large contrary to the provisions of this Regulation and the dog is in the act of attacking or threatening to attack a human being, he may kill the dog.

(4) No damage or compensation shall be recovered for the killing of a dog under this section. R.R.O. 1970, Reg. 226, s. 5, *revised*.



REGULATION 246

under the Drainage Act

FORMS

1. The requisition for a drainage works referred to in subsection 3 (1) of the Act shall be in Form 1. O. Reg. 298/76, s. 1.
2. The notice of the engineer's on-site meeting to examine the area referred to in subsection 3 (7) of the Act shall be in Form 2. O. Reg. 298/76, s. 2.
3. The petition for a drainage works referred to in subsection 4 (2) of the Act,

(a) shall be in Form 3 where it is filed by a person or persons referred to in clause 4 (1) (a) or (b) of the Act;

(b) shall be in Form 4 where it is filed by the Director under clause 4 (1) (d) of the Act; or

(c) shall be in Form 5 where it is filed by a person referred to in clause 4 (1) (c) of the Act. O. Reg. 298/76, s. 3.
- 4.—(1) The by-law adopting the engineer's report referred to in subsection 45 (1) of the Act shall,

(a) in the case of municipalities not within district or regional municipalities, be in Form 6; and

(b) in the case of municipalities within district or regional municipalities, be in Form 7.

(2) The borrowing by-law for use by district or regional municipalities on behalf of an area municipality shall be in Form 8. O. Reg. 299/79, s. 1.

5. The statement of the amount of compensation paid referred to in section 68 of the Act shall be in Form 9. O. Reg. 298/76, s. 5.
- Form 1
- Drainage Act
- REQUISITION FOR DRAINAGE WORKS
- To: .....  
  
Clerk of the.....of.....
- Sir:
- I am the owner of the following land:
- (Describe the land)
- and I require the construction (or improvement, as the case may be) of a drainage works, and the following lands and roads will be affected:
- (Describe each parcel of land to be affected and state the name of the owner thereof)
- and I request that an engineer be appointed by the council of the municipality and that he appoint a time and place at which he will attend and examine the area in order to make a report.
- Dated this.....day of....., 19.....
- .....  
(Signature of party or parties)
- O. Reg. 298/76, Form 1.
- Form 2
- Drainage Act
- NOTICE OF  
APPOINTMENT FOR EXAMINATION BY  
ENGINEER
- To: (Name of owner).....
- (address).....
- You are hereby notified that.....  
(name of engineer)
- appointed by the council of the.....  
  
of.....under the *Drainage Act*  
has fixed the hour of.....o'clock in the  
.....noon of the.....day of  
....., 19....., to attend at  
.....  
(name the place appointed)
- and to examine the area and site of the proposed drainage works, being:
- (Here describe the area and site)



and you, as an owner of land affected, are requested to attend at such time and place.

Dated this.....day of....., 19.....

.....  
(Signature of Clerk)

O. Reg. 298/76, Form 2.

Form 3

*Drainage Act*

PETITION FOR DRAINAGE WORKS

We, being owners, as shown by the last revised assessment roll, of lands in the.....

of.....  
(Insert name of municipality or names of

.....requiring drainage, hereby petition municipalities)

that the area more particularly described as follows:

(Describe the area)

may be drained by means of a drainage works.

Signature  
of  
Petitioners    Part    Lot    Con. or Plan    Municipality

.....  
.....  
.....

Petition filed this.....day of....., 19.....

.....  
(Clerk)

O. Reg. 298/76, Form 3.

Form 4

*Drainage Act*

PETITION FOR DRAINAGE WORKS BY DIRECTOR

I,.....  
the Director appointed under the *Drainage Act*, hereby petition that the area more particularly described as follows:

(Describe the area)

may be drained by means of a drainage works.

Dated at....., this.....day of.....  
19.....

.....  
(Director)

O. Reg. 298/76, Form 4.

Form 5

*Drainage Act*

PETITION FOR DRAINAGE WORKS BY ENGINEER OR ROAD SUPERINTENDENT OR PERSON HAVING JURISDICTION OVER ROAD

I,.....  
Engineer or Road Superintendent or Person Having Jurisdiction over Road (as the case may be) for the

.....of.....  
hereby petition that the area more particularly described as follows:

(Describe the area)

may be drained by means of a drainage works.

Dated at....., this.....day of.....  
19.....

.....  
(Engineer or Road Superintendent)

O. Reg. 298/76, Form 5, revised.

Form 6

*Drainage Act*

FORM OF BY-LAW

For Use by Municipalities Not Within District or Regional Municipalities

A by-law to provide for a drainage works in the

.....of.....

in the County of.....

Whereas the requisite number of owners have petitioned the council of the.....

of.....in the County of.....  
in accordance with the provisions of the *Drainage Act* requesting that the following lands and roads be drained by a drainage works:

(set out description of lands and roads)

And whereas the council of the.....  
of.....in the County of.....  
has procured a report made by.....  
and the report is as follows:

(here set out report)

And whereas the estimated total cost of construct-  
ing the drainage works is \$.....

And whereas \$..... is the amount to be  
contributed by the municipality for construction of  
the drainage works.

And whereas \$..... is being assessed in  
the.....of.....  
in the County of.....

(set out assessments in any additional  
municipality)

And whereas the council is of the opinion that  
the drainage of the area is desirable.

Therefore the council of the.....  
of.....pursuant to the *Drainage Act*,  
enacts as follows:

1. The report is hereby adopted and the drainage  
works as therein indicated and set forth is  
hereby authorized and shall be completed in  
accordance therewith.
- 2.—(1) The Corporation of the.....  
of.....may borrow on the credit  
of the Corporation the amount of \$.....,  
being the amount to be contributed by the  
municipality for construction of the drainage  
works less the total amount of,  

(a) grants received under section 85 of the  
Act; and  
(b) commuted payments made in respect of  
the lands and roads assessed.
- (2) The Corporation may issue debentures for the  
amount borrowed and such debentures shall be  
made payable within.....years from the  
date of the debenture and shall bear interest  
at a rate not higher than the rate charged by

The Ontario Municipal Improvement Corpora-  
tion on the date of sale of such debentures.

- 3.—(1) For paying the amount of \$.....,  
being,  

(a) the amount assessed upon the lands and  
roads, except the lands and roads belong-  
ing to or controlled by the municipality;  
and  
(b) the amount required to pay interest on the  
portion of the amount borrowed, repre-  
sented by the amount in clause *a*,

  
less the total amount of,  

(c) grants received under section 85 of the  
Act;  
(d) moneys paid under subsection 61 (3) of the  
Act; and  
(e) commuted payments made in respect of  
the lands and roads assessed,

a special rate shall be levied upon lands and  
roads as set forth in the Schedule to be collected  
in the same manner and at the same time as  
other taxes are collected.

- (2) The amount of the special rate levied upon  
each parcel of land or part thereof shall be  
divided into.....equal amounts and  
one such amount shall be collected in each  
year for.....years after the passing of  
this by-law.

Schedule

CONCESSION	PARCEL OF LAND OR PART THEREOF	TOTAL AMOUNT ASSESSED
Roads and Lands of Municipality		
TOTAL		

4. For paying the amount of \$....., being,  

(a) the amount assessed upon the lands and  
roads belonging to or controlled by the  
municipality; and

(b) the amount required to pay interest on the portion of the amount borrowed represented by the amount in clause a,

a special rate shall be levied upon the whole rateable property in the.....

of.....in each year for..... years after the passing of this by-law to be collected in the same manner and at the same time as the other taxes are collected.

5. All assessments of \$..... or less are payable in the first year in which the assessment is imposed.

6. This by-law comes into force on the passing thereof and may be cited as "..... By-law".

FIRST READING.....

SECOND READING.....

Provisionally adopted this....day of.....

19....

.....  
Head of Municipality

.....  
Clerk

THIRD READING.....

ENACTED this.....day of....., 19....

.....  
Head of Municipality

.....  
Clerk

O. Reg. 467/78, s. 2, part; O. Reg. 299/79, s. 2.

Form 7

Drainage Act

FORM OF BY-LAW

For Use by Municipalities Within  
District or Regional Municipalities

A by-law to provide for a drainage works in the

.....of.....

in the District or Regional Municipality of.....

.....

Whereas the requisite number of owners have  
petitioned the council of the.....

of.....in the District or Regional

Municipality of.....in accordance  
with the provisions of the *Drainage Act*, requesting  
that the following lands and roads be drained by a  
drainage works:

(set out description of lands and roads)

And whereas the council of the.....

of.....in the District or Regional

Municipality of.....has procured

a report made by.....and the  
report is as follows:

(here set out report)

And whereas the estimated total cost of construct-  
ing the drainage works is \$.....

And whereas \$..... is the amount to be  
contributed by the municipality for construction of  
the drainage works.

And whereas.....is being assessed

in the.....of.....

in the District or Regional Municipality of.....

.....

(set out assessments in any additional  
municipality)

And whereas the council is of the opinion that  
the drainage of the area is desirable.

Therefore the council of the.....

of.....pursuant to the *Drainage  
Act*, enacts as follows:

1. The report is hereby adopted and the drainage  
works as therein indicated and set forth is  
hereby authorized, and shall be completed in  
accordance therewith.

2.—(1) The Corporation of the.....

of.....may borrow on the credit

of the Corporation the amount of \$....., being the amount to be contributed by the municipality for construction of the drainage works less the total amount of,

(a) grants received under section 85 of the Act; and

(b) commuted payments made in respect of the lands and roads assessed.

(2) The Corporation may arrange for the issue of debentures on its behalf for the amount borrowed and such debentures shall be made payable within ..... years from the date of the debenture and shall bear interest at a rate not higher than the rate charged by The Ontario Municipal Improvement Corporation on the date of sale of such debentures.

3.—(1) For paying the amount of \$....., being,

(a) the amount assessed upon the lands and roads, except the lands and roads belonging to or controlled by the municipality; and

(b) the amount required to pay interest on the portion of the amount borrowed represented by the amount in clause a,

less the total amount of,

(c) grants under section 85 of the Act;

(d) moneys paid under subsection 61 (3) of the Act; and

(e) commuted payments made in respect of the lands and roads assessed,

a special rate shall be levied upon lands and roads as set forth in the Schedule to be collected in the same manner and at the same time as other taxes are collected.

(2) The amount of the special rate levied upon each parcel of land or part thereof shall be divided into.....equal amounts and one such amount shall be collected in each year for.....years after the passing of this by-law.

Schedule

CONCESSION	PARCEL OF LAND OR PART THEREOF	TOTAL AMOUNT ASSESSED
Roads and Lands of Municipality		
TOTAL		

4. For paying the amount of \$....., being,

(a) the amount assessed upon the lands and roads belonging to or controlled by the municipality; and

(b) the amount required to pay interest on the portion of the amount borrowed represented by the amount in clause a,

a special rate shall be levied upon the whole rateable property in the..... of.....in each year for..... years after the passing of this by-law to be collected in the same manner and at the same time as other taxes are collected.

5. All assessments of \$.....or less are payable in the first year in which the assessment is imposed.

6. This by-law comes into force on the passing thereof and may be cited as "..... By-law".

FIRST READING.....

SECOND READING.....

Provisionally adopted this....day of....., 19....

.....  
Head of Municipality

.....  
Clerk

THIRD READING.....

ENACTED this.....day of.....,  
19....

.....  
Head of Municipality

.....  
Clerk

O. Reg. 467/78, s. 2, *part*; O. Reg. 299/79, s. 3.

Form 8  
*Drainage Act*

For Use by District or Regional Municipalities

Borrowing By-law of

The Corporation of.....

(hereinafter termed the regional municipality)

A by-law to raise money for a drainage works  
in the.....of.....  
(hereinafter termed the area municipality) in the

District or Regional Municipality of.....  
(hereinafter termed the regional municipality).

Whereas the requisite number of owners have  
petitioned the council of the.....

of.....in the District or Regional  
Municipality of.....in accordance  
with the provisions of the *Drainage Act*, requesting  
that certain lands and roads be drained by a drainage  
works.

And whereas the said council has procured a  
report made by.....and has adopted  
such report.

And whereas the estimated total cost of construct-  
ing the drainage works is \$.....

And whereas \$.....is the amount to be  
contributed by the area municipality for construc-  
tion of the drainage works.

And whereas the council of the area municipality  
has applied to the regional municipality to issue a  
debenture on its behalf in an amount not greater  
than the area municipality's liability in respect of  
the said drainage works.

Therefore the council of the.....  
of.....enacts as follows:

1.—(1) The Corporation of the.....

of.....may borrow on the credit

of the Corporation the amount of \$.....,  
being the amount to be contributed by the  
area municipality for construction of the  
drainage works.

(2) The Corporation may issue debentures for the  
amount borrowed and such debentures shall be

made payable within.....years from the  
date of the debenture and shall bear interest  
at a rate not higher than the rate charged by  
The Ontario Municipal Improvement Corpora-  
tion on the date of sale of such debentures.

2. This by-law comes into force on the passing

thereof, and may be cited as ".....  
By-law".

FIRST READING.....

SECOND READING.....

Provisionally adopted this....day of.....,  
19....

.....  
Head of Municipality

.....  
Clerk

THIRD READING.....

ENACTED this.....day of.....,  
19....

.....  
Head of Municipality

.....  
Clerk

O. Reg. 467/78, s. 2, *part*,



Form 9

Drainage Act

NOTICE OF COMPENSATION PAID

Notice is hereby given that compensation for injury to or severance of lands affected by the

“..... Drainage Works” has been paid to the owners thereof in respect of the lands described herein in the amounts set out opposite the description of such lands.

Concession	Parcel of Land or part thereof	Hectares affected	Compensation paid

Dated at....., this.....day of....., 19.....

.....  
(Clerk)



REGULATION 247

under the Drainage Act

RULES OF PRACTICE AND PROCEDURE  
TO BE FOLLOWED IN  
ALL PROCEEDINGS BEFORE THE REFEREE

1. In these Rules,
- (a) "county court clerk" means the clerk of the county court for the county in which the initiating municipality is situate;
- (b) "office of the county court clerk" means the office of the county court for the county in which the initiating municipality is situate. R.R.O. 1970, Reg. 227, s. 1.
2. All proceedings before the referee may be instituted by,
- (a) notice of appeal to the referee; or
- (b) originating notice in the form of a notice of motion. R.R.O. 1970, Reg. 227, s. 2.
- 3.—(1) Every notice originating proceedings before the referee shall be endorsed with a notice,
- (a) requiring an appearance to be entered in the office of the county court clerk of the county in which the notice instituting the proceedings is filed; and
- (b) in the following form:

Take Notice that you are required within fifteen days after the service of this notice on you, inclusive of the day of service, to cause an appearance to be entered for you in the office of the clerk of the county court of the county of. .... and in default of your so doing you shall not be entitled to notice of any further proceedings herein.

(2) In all proceedings before the referee the following style of cause shall be used:

In the Court of the Drainage Referee

Between	A.B.	Appellant
	and	
	C.D.	Respondent

R.R.O. 1970, Reg. 227, s. 3.

4. Every notice instituting proceedings before the referee shall be filed in the office of the county court clerk. R.R.O. 1970, Reg. 227, s. 4.
- 5.—(1) Where an appellant institutes proceedings in person, the notice instituting the proceedings shall be endorsed with the place of residence and occupation of the appellant.
- (2) Where the appellant resides more than five miles from the office of the county court clerk, the notice instituting the proceedings shall contain the name and address of a nominee of the appellant and the address of the nominee shall not be more than five miles from the office of the county court clerk.
- (3) All documents requiring to be personally served upon the appellant may be served upon the nominee of the appellant and service of the documents on the nominee shall be deemed to be effective service upon the appellant.
- (4) Where an appellant who resides more than five miles from the office of the county court clerk fails to name a nominee or give the correct address of the nominee, any document requiring to be personally served upon the appellant shall be deemed to be effectively served if it is posted up in the office of the county court clerk. R.R.O. 1970, Reg. 227, s. 5.
6. Where the Act or these Rules require that service of any document is to be made upon a municipal corporation, effective service of the document may be made by serving the document upon the head of the council of the municipality or upon the clerk of the municipal corporation. R.R.O. 1970, Reg. 227, s. 6.
7. A notice by which any proceedings under the Act is instituted shall be deemed to have been effectively served upon a party respondent if service of the notice is accepted, and an undertaking to appear is given, by a solicitor on behalf of the party respondent. R.R.O. 1970, Reg. 227, s. 7.
8. Where it is provided by the Act or these Rules that an affidavit of service of a copy of a document or of any notice shall be filed with the county court clerk, an acceptance of service by a solicitor may be filed in lieu of the affidavit of service. R.R.O. 1970, Reg. 227, s. 8.
9. Where a respondent is served with a notice of appeal or other notice originating proceedings, other than a notice of motion on an application, the respondent shall enter an appearance within fifteen days after the service, including the day of service. R.R.O. 1970, Reg. 227, s. 9.

10. A respondent shall enter an appearance by filing, with the clerk of the county court in whose office the notice of appeal or other notice instituting proceedings has been filed, a memorandum in writing requesting the entry of the appearance and,

- (a) stating the name and place of business of the solicitor by whom the memorandum is filed; or
- (b) where the respondent appears in person, giving his address and his address for service, being not more than five miles from the office of the county court clerk. R.R.O. 1970, Reg. 227, s. 10.

11. Where a memorandum of appearance does not contain the address of the respondent or the address of his solicitor or of a person nominated under subsection 5 (2), the memorandum of appearance shall not be filed and, where an address for service is illusory or fictitious, the appearance shall be set aside by the referee and thereafter, unless the referee otherwise orders, the appellant may proceed as if the respondent had not entered an appearance. R.R.O. 1970, Reg. 227, s. 11.

12. As soon as a memorandum of appearance is filed, the county court clerk shall enter the appearance in the procedure book. R.R.O. 1970, Reg. 227, s. 12.

13.—(1) A respondent may enter an appearance at any time before judgment and, where a respondent enters an appearance after the time limited for entering appearances, the respondent shall forthwith give notice of the appearance.

(2) Where a respondent enters an appearance after the time limited for entering appearances and omits to give notice of the appearance, the appellant may proceed as if no appearance had been entered.

(3) Where a respondent enters an appearance after the time limited for entering appearances, the terms as to costs or otherwise under which the appearance may be entered are in the discretion of the referee. R.R.O. 1970, Reg. 227, s. 13.

14. Where there is default of appearance, the party in default is not entitled to notice of any further proceedings other than the posting up of documents in the office of the county court clerk. R.R.O. 1970, Reg. 227, s. 14.

15.—(1) The appellant may, within ten days after the respondent has entered an appearance or within ten days of the time limited for entering appearances, move before the referee, after giving seven clear days notice, for an order fixing the procedure to be followed.

(2) Where the appellant fails to move for an order fixing the procedure to be followed within the time limit prescribed in subsection (1), any party to the proceedings may apply to the referee, on seven clear days notice to the other parties to the proceedings, for an order fixing the procedure to be followed.

(3) Where an application for an order fixing the procedure to be followed has been made, the referee, unless he has reason for postponing the giving of directions as to any proceedings, shall make an order,

- (a) directing all the subsequent proceedings to be taken by all parties; and
- (b) fixing the times for the proceedings,

and the provisions of the order shall be carried out by *praecipe* orders issued by the clerk of the county court in whose office the order is filed. R.R.O. 1970, Reg. 227, s. 15.

16. Any party to the proceedings may, after the time for entering appearances has expired, apply to the referee for a date for the hearing. R.R.O. 1970, Reg. 227, s. 16.

17. A copy of the order under subsection 15 (3) and of any other orders or appointments made by the referee shall be forthwith served upon the other party, or parties, and filed with the county court clerk in whose office the proceedings are pending. R.R.O. 1970, Reg. 227, s. 17.

18. Where an application is made under the Act upon affidavit, copies of the affidavit and of notice of the application shall be served, and any party may, upon being served, apply to the referee for an order fixing the procedure in the same manner and with the same results as provided for in section 15 and, where an application for an order of procedure is not made, affidavits in answer shall be filed and served within ten days after service of the notice and affidavits in reply shall be filed and served within ten days after the service of the affidavits in answer. R.R.O. 1970, Reg. 227, s. 18.

19. Where, in the opinion of the referee, it is desirable for the due dispatch of business and for the public convenience to appoint fixed dates for sittings, the referee shall appoint dates for sittings in such counties as he considers advisable and he shall notify the clerk of the county court in each of the counties for which dates for sittings have been appointed and each clerk so notified shall cause notice of the dates for sittings to be posted up in his office. R.R.O. 1970, Reg. 227, s. 19.

20.—(1) Except as provided in subsection (2), a party is not entitled, unless the referee so directs, to examine for discovery the engineer or surveyor who prepared a report in respect of the drainage works in question.

(2) Where the proceeding is to quash a by-law passed under the Act or is an appeal from the report of an engineer or surveyor, the referee may, upon the request of an appellant, permit the examination for discovery of the engineer or surveyor who prepared the report. R.R.O. 1970, Reg. 227, s. 20.

21. Where sittings have been appointed as provided in section 19, any party affected may bring



on for trial or hearing at the sittings any action or proceedings under the Act by giving to the other party, or parties, affected fourteen days notice and by setting the action or proceedings down for trial by *praecipe* order to the clerk of the county court not less than six clear days before the date appointed for the sittings. R.R.O. 1970, Reg. 227, s. 21.

22. Notwithstanding sections 2 to 21, the referee may, upon an application being made to him, appoint a special date for the trial or hearing of any action or proceedings under the Act. R.R.O. 1970, Reg. 227, s. 22.

23. Unless the referee otherwise directs, the party instituting the proceedings shall, at least six days before the trial, deposit with the clerk of the county court for the use of the referee a certified copy of the notice initiating the proceedings together with all orders, all defences and objections to the appeal or reference and any other documents filed relating to the issues to be tried. R.R.O. 1970, Reg. 227, s. 23.

24.—(1) Where a municipal corporation is a party in a trial of any proceedings under the Act, the municipal corporation shall, unless otherwise ordered by the referee, produce at the hearing all documents within its possession or control relating to the drainage works, including all reports, plans, specifications, assessments, by-laws, provisional by-laws, resolutions, correspondence and copies of notices sent to ratepayers entitled to notice.

(2) The referee may require the production of all documents, referred to in subsection (1), by any municipality whether or not the municipality is a party in any proceedings before him.

(3) Where the referee requires a copy, or copies, of the evidence taken by a stenographic reporter during a trial of proceedings under the Act, the party initiating the proceedings shall supply the copy, or copies, of the evidence and, unless the referee otherwise orders, the costs of the copy, or copies, of the evidence shall be taxed in the cause. R.R.O. 1970, Reg. 227, s. 24.

25. Non-compliance with these Rules shall not nullify any notice or any other proceedings unless the referee otherwise directs, but any notice or any other proceedings may be set aside by the referee either wholly or in part as irregular. R.R.O. 1970, Reg. 227, s. 25.

26. In any hearing before the referee where *viva voce* evidence is to be tendered and where the initiating municipality or any other municipality that has procured a report for repair or improvement of a drainage works is a party to the proceedings, the municipality shall ensure the attendance at the hearing of the engineer who made the latest report to the council of the municipality in respect of the drainage works. R.R.O. 1970, Reg. 227, s. 26.

27.—(1) Where,

(a) a municipality is a party; and

(b) an engineer who has reported to the municipality in respect of the drainage works is present,

the referee may, at the commencement of a hearing and before any evidence is tendered, call upon the engineer to give evidence in respect of such matters within his knowledge as the referee considers likely to be of assistance in delineating the issues in dispute, and the engineer when called upon by the referee shall be regarded as an expert witness called by the court and shall not, while giving the evidence, be eligible to be examined or cross-examined by any of the parties.

(2) Where an engineer is called upon to give evidence under subsection (1) by the referee, the engineer is eligible to be called upon at a later stage of the hearing as a witness for any party to the proceedings. R.R.O. 1970, Reg. 227, s. 27.

28. An application to set aside any proceedings because of irregularity shall be made within thirty days and the referee may disallow such an application where the party making the application has taken a fresh step after knowledge of the irregularity. R.R.O. 1970, Reg. 227, s. 28.

29. Unless the referee otherwise orders, there shall be at least seven clear days between the service of a notice of a motion and the day for a hearing. R.R.O. 1970, Reg. 227, s. 29.

30. The referee may increase or decrease the time appointed by these Rules, or fixed by order, for doing any act or taking any proceedings upon such terms as the referee considers just, and any increase or decrease of time may be ordered although the application for the increase or decrease is not made until after the expiration of the time appointed or allowed. R.R.O. 1970, Reg. 227, s. 30.

31. Every county court clerk shall, at the request of any party and upon receiving a *praecipe* for the purpose and payment of the necessary postage and express charges for the transmission and return of the same, transmit to the referee the proceedings on file in his office. R.R.O. 1970, Reg. 227, s. 31.

32. Unless by consent of the parties or by leave of the referee, no trial shall take place or motion be heard during the long vacation or the Christmas vacation as prescribed in rule 179 of Regulation 540 of Revised Regulations of Ontario, 1980, being the Rules of Practice and Procedure of the Supreme Court of Ontario. R.R.O. 1970, Reg. 227, s. 32.

33. The referee may fix the amount of fees and expenses to be allowed as between party and party for a professional or expert witness or witnesses. R.R.O. 1970, Reg. 227, s. 33.





## REGULATION 248

### under the Drugless Practitioners Act

#### CHIROPRACTORS

##### INTERPRETATION

#### 1. In this Regulation,

- (a) "Board" means The Board of Directors of Chiropractic;
- (b) "secretary-treasurer" means the secretary-treasurer of the Board. R.R.O. 1970, Reg. 228, s. 1.

##### REGISTRATION

2. The secretary-treasurer shall maintain a register of persons admitted to practise as chiropractors. R.R.O. 1970, Reg. 228, s. 2.

3. The secretary-treasurer shall register as a chiropractor any person who,

- (a) is of good moral character;
- (b) is at least eighteen years of age;
- (c) has passed the examinations prescribed by section 17; and
- (d) has paid the registration fee prescribed by clause 8 (a). R.R.O. 1970, Reg. 228, s. 3.

4. The secretary-treasurer may register any person who,

- (a) complies with the requirements of subsection 19 (1);
- (b) has passed the examinations prescribed by the Canadian Chiropractic Examining Board, or any predecessor thereof, for the subjects mentioned in section 17; and
- (c) pays the registration fee prescribed by clause 8 (a). R.R.O. 1970, Reg. 228, s. 4; O. Reg. 497/74, s. 1.

5. The secretary-treasurer shall register any person who,

- (a) is registered as a chiropractor in a jurisdiction,
  - (i) outside Ontario under regulations similar to this Regulation, and
  - (ii) in which persons registered as chiropractors under the Act may register without examination; and

- (b) pays the registration fee prescribed by clause 8 (a). R.R.O. 1970, Reg. 228, s. 5.

6.—(1) The registration of a chiropractor expires with the first Monday in February in each year.

(2) The secretary-treasurer shall renew the registration for one year where the chiropractor pays the renewal fee prescribed by clause 8 (b). R.R.O. 1970, Reg. 228, s. 6.

7.—(1) Where a registered chiropractor fails to pay the renewal fee on or before the expiry date, the secretary-treasurer shall notify the chiropractor by registered mail addressed to his last known address appearing on the register that his registration has expired.

(2) Where a chiropractor whose registration has expired pays the fee prescribed by clause 8 (c), within two years of the expiry date the secretary-treasurer shall register the chiropractor. R.R.O. 1970, Reg. 228, s. 7.

8. The fees to be paid by a chiropractor are,

- (a) on registration, \$40;
- (b) on renewal of registration, \$125; and
- (c) where his registration has expired, for each year or part of a year that has passed since the date of expiry of registration, \$200. R.R.O. 1970, Reg. 228, s. 8; O. Reg. 570/72, s. 1; O. Reg. 7/77, s. 1.

9. Where a registration has not been renewed and more than two consecutive years have passed since the date of expiry of the registration, the Board may re-register the chiropractor if he,

- (a) pays the fee prescribed by clause 8 (c);
- (b) passes such examinations as the Board may prescribe; and
- (c) submits proof in a form satisfactory to the Board of his competence as a chiropractor. R.R.O. 1970, Reg. 228, s. 9.

##### DISCIPLINE

10.—(1) The Board may, after a hearing, suspend or cancel the registration of any person found to be guilty of misconduct or to have been ignorant or incompetent.

(2) Before holding the hearing, the Board shall send by registered mail to the chiropractor at his last known address appearing on the register, a notice,

(a) giving the details of the alleged misconduct, ignorance or incompetence and the nature of the evidence in support thereof; and

(b) appointing the date, time and place for the hearing.

(3) The Board shall allow at least ten clear days between the date of sending the notice and the date for the hearing.

(4) If the chiropractor fails to attend the hearing on the date and at the time and place appointed, the hearing may proceed and a decision may be made in his absence.

(5) At the hearing, the chiropractor is entitled to hear the evidence against him, to cross-examine thereon, to call witnesses in his behalf and to present his argument.

(6) The chiropractor may be represented at the hearing by counsel or by an agent.

(7) Where the Board decides to suspend a registration, the period of suspension shall not be longer than three months. R.R.O. 1970, Reg. 228, s. 10.

**11.—(1)** The Board may appoint an inspector for the investigation of complaints made against a chiropractor.

(2) The inspector shall investigate a written complaint that a chiropractor has been guilty of misconduct or displayed such ignorance or incompetence as to render it desirable in the public interest that his registration be cancelled or suspended.

(3) The inspector shall report to the Board on every investigation made by him. R.R.O. 1970, Reg. 228, s. 11.

**12.—(1)** No chiropractor shall publish, display, distribute or cause or permit directly or indirectly, the publishing, display, distribution or use of any notice, advertisement or material of any kind whatsoever related to the practice of chiropractic containing anything other than his name, address, telephone number, office hours, professional title, without first submitting the proposed notice, advertisement or material to the Board which may grant or refuse permission to publish, distribute or use such notice, advertisement or material.

(2) A chiropractor who contravenes subsection (1) shall be deemed guilty of misconduct within the meaning of this Regulation.

(3) A chiropractor who publishes, displays, distributes or causes or permits, directly or indirectly the publishing, display, distribution or use of any advertisement, notice or material of any kind whatsoever that contains falsehoods, misrepresentations, misleading or distorted statements as to bodily functions or malfunctions of any kind, or as to cures by any method of treatment used by him or as to his training, qualifications or attainments, shall be deemed guilty of misconduct within the meaning of this Regulation. O. Reg. 184/76, s. 1.

#### DESIGNATIONS

**13.** No person other than a chiropractor registered under the Act shall advertise or use any title or add any affix to his name signifying that he is qualified to practise as a chiropractor. R.R.O. 1970, Reg. 228, s. 12.

**14.** As an occupational designation, chiropractors may describe themselves as chiropractors only. R.R.O. 1970, Reg. 228, s. 13.

#### ALLOWANCE FOR BOARD

**15.** The per diem allowance for,

(a) members of the Board, not including the Chairman, is \$200; and

(b) for the Chairman, is \$225,

together with their necessary travelling and other expenses while actually engaged on the business of the Board. O. Reg. 1081/80, s. 1.

#### AUDIT

**16.** The accounts of the Board shall be audited annually by a chartered accountant. R.R.O. 1970, Reg. 228, s. 15.

#### EXAMINATIONS

**17.—(1)** The Board shall prescribe examinations for the admission of chiropractors to practise in Ontario, upon the subjects prescribed by subsection (2). R.R.O. 1970, Reg. 228, s. 16 (1).

(2) The subjects for examination are,

(a) anatomy;

(b) neurology;

(c) physiology;

(d) bacteriology;

(e) physiological chemistry;

(f) hygiene and sanitation;

- (g) diagnosis and symptomatology;
  - (h) pathology; and
  - (i) principles of practice, technique and treatment. R.R.O. 1970, Reg. 228, s. 16 (2); O. Reg. 497/74, s. 3.
- (3) The examination on the subjects mentioned in,
- (a) clauses (2) (a) to (h) shall be written; and
  - (b) clause (2) (i) shall be written and oral. R.R.O. 1970, Reg. 228, s. 16 (3).

18.—(1) The Board shall conduct or cause to be conducted examinations at least once a year.

(2) The Board shall conduct or cause to be conducted supplemental examinations within four months after the examinations referred to in subsection (1) are held. R.R.O. 1970, Reg. 228, s. 17.

19.—(1) Any person who,

- (a) is of good moral character;
- (b) is the holder of an Ontario Secondary School Honour Graduation Diploma of the General Course or a comparable standing as determined by the Minister of Health; and
- (c) has graduated from a school referred to in section 26,

may apply to the secretary-treasurer as a candidate for the examinations. R.R.O. 1970, Reg. 228, s. 18 (1); O. Reg. 497/74, s. 4 (1).

(2) Application for examination shall be made in Form 1 to the secretary-treasurer at least thirty days before the examination is to be held.

(3) The application shall be accompanied by,

- (a) two letters of character;
- (b) an Ontario Secondary School Honour Graduation Diploma of the General Course, or a certificate of equivalent standing as determined by the Minister of Health;
- (c) a certificate in Form 2 from the head of the teaching staff of a school referred to in section 26; and
- (d) the examination fee prescribed by section 22. R.R.O. 1970, Reg. 228, s. 18 (2, 3).

(4) Where a candidate has passed the examination prescribed by the Canadian Chiropractic Ex-

aminating Board, or any predecessor thereof, in one or more of the subjects mentioned in section 17, the Board may, without examination, give the candidate credit for any subjects so passed. O. Reg. 497/74, s. 4 (2).

(5) The Board shall review the application and, if it complies with the provisions of this Regulation, the Board shall cause the secretary-treasurer to notify the candidate of the time and place fixed for the examination. R.R.O. 1970, Reg. 228, s. 18 (5).

20.—(1) A person who has,

- (a) been notified under subsection 19 (5); and
- (b) paid the fee prescribed by section 22,

may try the examinations.

(2) A person who has,

- (a) tried the examinations;
- (b) failed in three subjects or fewer; and
- (c) paid the examination fee prescribed by section 22,

may try at a supplemental examination the subjects in which he has failed. R.R.O. 1970, Reg. 228, s. 19.

21. A candidate for examination or supplemental examination shall be allowed,

- (a) 1½ hours for each subject written; and
- (b) thirty minutes for the oral examination. R.R.O. 1970, Reg. 228, s. 20.

#### FEES ON EXAMINATION

22. A person shall pay on examination a fee,

- (a) not exceeding \$50; and
- (b) calculated on the basis of,
  - (i) \$10 for each subject at an examination, and
  - (ii) \$20 for each subject at a supplemental examination. R.R.O. 1970, Reg. 228, s. 21.

#### EXAMINERS

23.—(1) At least three months before the date of an examination or supplemental examination, the Board shall appoint sufficient examiners, including a presiding examiner, to conduct the examination.

(2) No person shall be appointed as a presiding examiner unless he is a member of the Board. R.R.O. 1970, Reg. 228, s. 22.

24. The Board shall pay a presiding examiner or an examiner,

- (a) \$15 for the examination on each subject over which the examiner presides;
- (b) \$12.50 for each half day or less during which the examiner conducts an oral examination;
- (c) an amount equal to the amount spent by the examiner for travelling and living expenses while acting as examiner; and
- (d) \$1 for each written examination that the examiner reads and marks. R.R.O. 1970, Reg. 228, s. 23.

25.—(1) The presiding examiner shall,

- (a) prepare with the assistance of the examiners the examination paper for each subject;
- (b) submit the examination paper prepared under clause (a) to the Board; and
- (c) conduct the examination at the time set by the Board.

(2) No paper shall be submitted to a candidate for examination unless the examination paper has been approved by the Board. R.R.O. 1970, Reg. 228, s. 24.

SCHOOLS FOR CHIROPRACTORS

26.—(1) An applicant for examination shall complete a course of instruction in a training school,

- (a) in Ontario that conducts a course in chiropractic as set out in subsection (2); or
- (b) in any jurisdiction outside of Canada that,
  - (i) conducts a course in chiropractic as set out in subsection (2), and
  - (ii) is accredited by the Accreditation Commission of the Council on Chiropractic Education. R.R.O. 1970, Reg. 228, s. 25 (1); O. Reg. 497/74, s. 5.

(2) The course in chiropractic shall include not less than four academic years of nine months each with at least 4,200 hours of instruction in the following subjects:

- 1. Anatomy, including dissection.
- 2. Physiology.
- 3. Chemistry.

- 4. Medical jurisprudence.
- 5. Pathology.
- 6. Psychology.
- 7. Ophthalmology.
- 8. Otolaryngology.
- 9. Histology.
- 10. Dietetics.
- 11. Diagnosis and symptomatology.
- 12. Radiology.
- 13. First aid and minor surgery.
- 14. Psychiatry.
- 15. Bacteriology.
- 16. Hygiene and sanitation.
- 17. Obstetrics.
- 18. Clinical training.
- 19. Principles of practice, technique and treatment. R.R.O. 1970, Reg. 228, s. 25 (2).

Form 1

*Drugless Practitioners Act*

APPLICATION FOR REGISTRATION AS A CHIROPRACTOR BY EXAMINATION

To: The Secretary-Treasurer,  
Board of Directors of Chiropractic.

I, .....  
(name)  
.....  
(address)

apply for registration as a chiropractor and in support submit the following information:

- 1. Date and place of birth: .....
- 2. Address: .....  
(post office) (province)
- 3. My preliminary education comprised:  
.....  
.....



4. I graduated from the.....Chiropractic  
School or College at.....

5. I attended the following lectures at the School  
or College mentioned in paragraph 4 and I hold  
certificates in the following optional courses:

.....

.....

Date.....day of....., 19....

.....  
(signature of applicant)

R.R.O. 1970, Reg. 228, Form 1.

Form 2

*Drugless Practitioners Act*

CERTIFICATE OF EDUCATION  
IN CHIROPRACTIC

I, .....  
(name)

head of the teaching staff of.....  
(school or college)

hereby certify that.....  
(name of graduate)

has successfully completed the course in chiropractic  
at.....  
(school or college)

Date.....day of....., 19....

.....  
(signature)

R.R.O. 1970, Reg. 228, Form 2.



## REGULATION 249

### under the Drugless Practitioners Act

#### CLASSIFICATIONS

##### CHIROPRACTORS

1.—(1) Persons who follow the system of treatment prescribed by subsection (2) are classified as chiropractors.

(2) The system of treatment that may be followed by chiropractors is the treatment of persons by the relief of interference with the normal functioning of the nervous system of the body by the adjustment or the manipulation or both of the articulations and the tissues thereof, more especially those of the spinal column and when necessary with the aid of,

- (a) exercise;
- (b) light;
- (c) thermotherapy;
- (d) hydrotherapy; or
- (e) electrotherapy. R.R.O. 1970, Reg. 229, s. 1.

##### MASSEURS

2.—(1) In this section "association" includes a club, corporation or unincorporated organization.

(2) Persons who follow the system of treatment prescribed by subsection (3) are classified as masseurs.

(3) The system of treatment that may be followed by masseurs is the treatment of persons by,

- (a) the kneading, rubbing and massaging of the body, but without adjusting or attempting to adjust any bony structure thereof;
- (b) the use of steam baths, electric baths, electric light baths, vapour baths or fume baths; and

(c) the use of thermal or ultra-violet lamps.

(4) Subsection (2) does not apply to a trainer who is employed by an athletic association for services rendered by him to members of the athletic association during their training or playing season. R.R.O. 1970, Reg. 229, s. 2.

##### PHYSIOTHERAPISTS

3.—(1) In this section "prescription" means a direction of a duly qualified medical practitioner directing a physiotherapist to treat a named person.

(2) Persons who follow the system of treatment prescribed by subsection (3) are classified as physiotherapists.

(3) The system of treatment that may be followed by physiotherapists is the treatment of persons,

- (a) in the case of a physiotherapist registered under the Act on the 31st day of January, 1955; and
- (b) in the case of a physiotherapist registered after the date mentioned in clause (a), upon a prescription,

by,

- (c) the massaging and manipulating of the body;
- (d) the use of,
  - (i) radiant energy, except radiant and electrical energy from radio active materials or X-ray machines, and
  - (ii) mechanical energy; and
- (e) the exercising of the body in any suitable medium. R.R.O. 1970, Reg. 229, s. 3.



## REGULATION 250

under the Drugless Practitioners Act

### GENERAL

#### INTERPRETATION

##### 1. In this Regulation,

- (a) "Board" means The Board of Directors of Drugless Therapy;
- (b) "drugless therapist" means any person who practises or advertises or holds himself out in any way as practising the treatment by diagnosis, including all diagnostic methods, direction, advice, written or otherwise, of any ailment, disease, defect or disability of the human body by methods taught in colleges of drugless therapy or naturopathy and approved by the Board;
- (c) "osteopath" means any person who practises or advertises or holds himself out in any way as practising the treatment by diagnosis, including all diagnostic methods, direction, advice, written or otherwise, of any ailment, disease, defect or disability of the human body, by methods taught in colleges of osteopathy and approved by the Board. R.R.O. 1970, Reg. 230, s. 1.

#### REGISTRATION

2. Any person being eighteen years of age may apply to the Board for registration as a drugless therapist. R.R.O. 1970, Reg. 230, s. 2.

#### CLASSIFICATIONS

3. Drugless therapist is a classification. R.R.O. 1970, Reg. 230, s. 3.

#### SCHOOLS AND COLLEGES

4. No school or college teaching drugless therapy shall be approved by the Board, whose course of instruction is less than four years of nine months in each year and unless it teaches a minimum course of at least 4,200 fifty-minute hours or its equivalent in the subjects of,

Anatomy (including all branches, gross Anatomy, Dissection, etc.)  
 Physiology  
 Chemistry  
 Medical Jurisprudence  
 Pathology  
 Psychology

Eye, Ear, Nose and Throat

Histology

Dietetics

Diagnosis

First Aid and Minor Surgery

Psychiatry

Gynecology

Bacteriology

Hygiene and Sanitation

Symptomatology

Obstetrics

Principles of Practice, Technique and Treatment.

R.R.O. 1970, Reg. 230, s. 4.

#### FEEES

5.—(1) There shall be paid for the purposes of the Board,

- (a) with each application for registration as a drugless therapist, a fee of \$75; and
- (b) with each application for renewal of any such registration, a fee of \$25 plus an additional fee of \$25 for each year that the registration was not renewed.

(2) An additional fee of \$15 shall be paid with each application for renewal received after the 30th day of January in any year. R.R.O. 1970, Reg. 230, s. 5.

#### TRAINERS

6. This Regulation does not apply to or affect trainers for athletic or sporting clubs or associations so long as they confine their services to members of such clubs or associations during their training or playing season. R.R.O. 1970, Reg. 230, s. 6.

#### REGISTRATION

7.—(1) Every drugless practitioner shall register with the Board.

(2) Applications for registration shall be in writing on a form approved by the Board, verified by affidavit and shall set forth,

- (a) classification under which registration is desired;
- (b) preliminary education of the applicant prior to admission to college or graduation;



- (c) name and post office address of the college of graduation;
- (d) actual time of attendance at lectures in the college of graduation, subjects taught and the number of lecture hours devoted to each subject;
- (e) references to character, professional status and efficiency in practice; and
- (f) any other information required by the Board,

and every such application shall be accompanied by the prescribed fee.

(3) Every registration and renewal thereof shall remain in force until the end of the calendar year. R.R.O. 1970, Reg. 230, s. 7.

8. A drugless practitioner is entitled to renew his registration upon making application therefor and paying the prescribed fee. R.R.O. 1970, Reg. 230, s. 8.

9.—(1) A drugless therapist shall be entitled to renew his registration upon making application therefor and paying the prescribed fee as set out in clause 5 (1) (b) and subsection 5 (2), provided the application for renewal is made within two years from the date of expiry of the said registration.

(2) Where a drugless therapist has failed to renew his registration for two years, he may renew his registration by,

- (a) submitting an application for registration on a form approved by the Board;
- (b) passing such examinations as the Board may prescribe; and
- (c) paying the fee prescribed in clause 5 (1) (b) for an application for registration. R.R.O. 1970, Reg. 230, s. 9.

10. A certificate of registration and of every renewal thereof shall be issued to the applicant. R.R.O. 1970, Reg. 230, s. 10

11. Any person who commences a course of instruction for the purpose of qualifying to practise as a drugless practitioner shall, within thirty days from the commencement of such a course, register in the office of the secretary of the Board stating what course he is taking but the Board may extend the time for registration. R.R.O. 1970, Reg. 230, s. 11.

12. The Board may make reciprocal arrangements with other bodies, councils or boards governing drugless practitioners in jurisdictions outside Ontario,

under which the qualifications to practise in such jurisdiction may be recognized as qualifications to practise in Ontario, and qualifications to practise in Ontario may be recognized as qualifications to practise in such jurisdiction. R.R.O. 1970, Reg. 230, s. 12.

13.—(1) The Board may, in its absolute discretion and in such circumstances and on such conditions as it considers advisable, remit all or part of the registration and renewal fees of any registrant who has lost his eyesight.

(2) The Board may, in its absolute discretion, remit all or part of the renewal fees of any registrant who, by reason of physical disability, illness or absence from Ontario, discontinues practise in Ontario for a period of not less than one year. R.R.O. 1970, Reg. 230, s. 13.

#### EXAMINATIONS

14. There shall be one regular examination, and when necessary one supplemental examination in each year, on dates to be fixed by the Board. R.R.O. 1970, Reg. 230, s. 14.

15.—(1) If an applicant fails on more than three subjects, he is not eligible for re-examination until the following year.

(2) An applicant for supplemental examinations shall be allowed to write on only three subjects on such supplemental examinations, except by permission of the Board. R.R.O. 1970, Reg. 230, s. 15.

16.—(1) No candidate is eligible to try any examination until his candidature has been approved by the Board.

(2) The approval may be given upon proof of the candidate having taken the proper course at any of the schools or colleges approved by the Board, or upon proof of such other course or courses of instruction, both in professional subjects and in academic or secondary subjects, as in each case is satisfactory to the Board. R.R.O. 1970, Reg. 230, s. 16.

17. There shall be paid with each application for examination and with each application for supplemental examination a fee of \$25 for each examination or supplemental examination paper but the total examination fee for any regular or supplemental examination shall not exceed \$100. R.R.O. 1970, Reg. 230, s. 17.

#### SUBJECTS

18. The subjects of examination shall be,

- (a) foundational subjects: anatomy, histology, physiology, bacteriology, chemistry, hygiene and sanitation, diagnosis, symptomatology, pathology, gynecology; and

- (b) subjects special to principles of practice, technique and treatment for drugless therapy. R.R.O. 1970, Reg. 230, s. 18.

19. The examinations shall consist of written, oral and clinical examinations in each subject. R.R.O. 1970, Reg. 230, s. 19.

20. There shall be two examination periods in each day from 9.00 a.m. to 11.30 a.m., and from 1.30 p.m. to 4.00 p.m., but the presiding examiner may extend any such period for a further half hour. R.R.O. 1970, Reg. 230, s. 20.

21.—(1) The Board shall arrange a period of three consecutive days in each year for the regular examinations, which three-day period may be extended at the discretion of the presiding examiner.

(2) The Board shall further arrange a similar period for supplemental examinations when necessary. R.R.O. 1970, Reg. 230, s. 21.

22.—(1) Applicants for supplemental examinations shall be those who have failed in not more than three subjects and such other applicants as are approved by the Board on the grounds of special necessity.

(2) Unless by special leave of the Board, no applicant shall take a supplemental examination in any subject that he has not tried at the regular examinations. R.R.O. 1970, Reg. 230, s. 22.

23.—(1) Oral and clinical examinations may be arranged by the presiding examiner during and following the time period of the written examinations.

(2) The session for each individual for the oral and clinical examination shall not exceed thirty minutes and, if taken during a written examination, the time shall be so extended that the candidate has at least 2½ hours for each written examination. R.R.O. 1970, Reg. 230, s. 23.

#### EXAMINERS

24.—(1) The Board shall, at the regular March meeting, appoint one of its members as presiding examiner for all examinations, and sufficient examiners, depending on the number of candidates for examination, to complete the examinations in a reasonable time, having due regard to expense, examination fees and the convenience of candidates and examiners, and may at any time for similar reasons vary the number of examiners.

(2) Each examiner shall be notified of his appointment and shall forthwith notify the secretary-treasurer of his acceptance, whereupon his appointment is confirmed and he shall then receive a copy of the regulations affecting examinations, payment, rules for examinations and the time set for examinations and, in default of immediate acceptance, another examiner shall be appointed.

(3) There shall be at least one examiner in each subject or group of subjects and he shall conduct the examinations, set and read the written papers and allot marks thereon, and conduct the oral and clinical examinations with assistance therein if necessary and shall provide the clinical and other material necessary for the oral and clinical examinations. R.R.O. 1970, Reg. 230, s. 24.

25.—(1) The presiding examiner of candidates for registration as drugless practitioners shall be paid on the same basis as he is paid for attendance at regular meetings of the Board.

(2) Each examiner shall receive \$10 for each written examination paper set and 75 cents for each paper read and marked by him, and shall receive \$12.50 for each half-day of three hours or part thereof for conducting oral and clinical examinations and, in addition, he shall be reimbursed for transportation and expenses. R.R.O. 1970, Reg. 230, s. 25.

26.—(1) At the close of the examinations, whether regular or supplemental, the examiners shall meet and discuss results, finally adjust marks granted and make due recommendations to the Board regarding the candidates at the examinations and changes recommended regarding examinations.

(2) The presiding examiner shall act as secretary of such meeting and submit the official report to the Board. R.R.O. 1970, Reg. 230, s. 26.

27. Each examination paper for each examination period shall comprise one subject and shall consist of one question which the candidate is required to answer and five other questions of which the candidate shall answer any four and the total marks for each examination paper is 100. R.R.O. 1970, Reg. 230, s. 27.

#### STANDARD TO BE OBTAINED

28.—(1) A standard of 100 marks for the written answers, and 100 marks for orals and clinicals, shall be adopted by each examiner.

(2) Written examination results and oral and clinical examination results in each subject or group of subjects may be grouped together by each examiner.

(3) At least 50 per cent on each individual subject or group of subjects and 60 per cent on the total of all examination returns is required for pass standing.

(4) 75 per cent on all subjects constitutes honour standing. R.R.O. 1970, Reg. 230, s. 28.

29. The secretary-treasurer of the Board shall arrange for a suitable examination hall, furniture and equipment, pencils, stationery, blotters, examination books or paper and all other material or equipment necessary for the due carrying out of the examinations, and the cost thereof and of any other material or thing

necessary or incidental to the said examinations shall be paid from the office of the secretary-treasurer on presentation of vouchers, and the payments shall be confirmed at the next regular meeting of the Board. R.R.O. 1970, Reg. 230, s. 29.

#### DISCIPLINE

**30.**—(1) The certificate of registration of any drugless practitioner may, after due enquiry by the Board, be either suspended or cancelled for incompetence, misconduct or breach of this Regulation.

(2) Any drugless practitioner against whom an allegation of misconduct, incompetence, or breach of this Regulation is made, shall be notified by registered mail, addressed to the practitioner at the address under which the practitioner is registered, giving notice to the practitioner of the time and place at which the Board will convene for the purpose of determining whether or not he has been guilty of the alleged misconduct, incompetence or breach of this Regulation. R.R.O. 1970, Reg. 230, s. 30.

**31.** No drugless practitioner registered under the Act shall display any sign, bill, poster or placard holding himself out or advertising himself as a drugless therapist, unless the certificate of registration issued by the Board specifies that such person is registered as a drugless therapist. R.R.O. 1970, Reg. 230, s. 31.

**32.** No registrant shall use the words "drugless practitioner" as an occupational designation but may describe himself only in the terms of the classification in which he is registered. R.R.O. 1970, Reg. 230, s. 32.

**33.** No drugless practitioner shall publish or cause to be published in any newspaper, telephone directory, periodical, circular or in any other printed matter, any notice or advertisement containing anything other than his name, address, telephone number, office hours, professional titles and type of services rendered, without first submitting the proposed notice or advertisement to the Board, which may grant or refuse permission to publish such notice or advertisement. R.R.O. 1970, Reg. 230, s. 33.

**34.** A registrant using or causing to be used advertising matter that contains mis-statements, falsehoods, misrepresentations, distorted or fabulous statements as to cures by any method of treatment

used by him or as to his training, qualifications or attainments, shall be deemed to be guilty of misconduct within the meaning of this Regulation. R.R.O. 1970, Reg. 230, s. 34.

#### INVESTIGATION OF COMPLAINTS

**35.**—(1) The Board may appoint an inspector for the purpose of investigating complaints registered against registrants under the Act or other persons not so registered.

(2) All complaints relating to registrants or unregistered persons shall be filed with the secretary-treasurer who shall make such further investigations as he deems necessary and report to the Board.

(3) The inspector shall be remunerated for his time and expenses as the Board may determine. R.R.O. 1970, Reg. 230, s. 35.

#### CHEQUES

**36.** All cheques of the Board shall be signed by the chairman or vice-chairman and secretary-treasurer. R.R.O. 1970, Reg. 230, s. 36.

#### SALARIES

**37.** Each member of the Board, other than the secretary-treasurer, shall be paid,

(a) an allowance of \$100 for each day or part of a day engaged in attending the meetings of the Board, the maximum allowance in any year not to exceed \$1,200; and

(b) an allowance for his travelling and living expenses to, from and at those meetings. O. Reg. 627/78, s. 1, *part*.

**38.** The secretary-treasurer of the Board shall be paid a salary of \$1,200 per annum. O. Reg. 627/78, s. 1, *part*.

#### AUDITORS

**39.** The accounts of the Board shall be audited by a chartered accountant annually. R.R.O. 1970, Reg. 230, s. 39.



## REGULATION 251

under the Drugless Practitioners Act

### MASSEURS

#### INTERPRETATION

##### 1. In this Regulation,

- (a) "Board" means The Board of Directors of Masseurs;
- (b) "secretary-treasurer" means secretary-treasurer of the Board. R.R.O. 1970, Reg. 231, s. 1.

#### REGISTRATION

2. The secretary-treasurer shall maintain a register of persons admitted to practise as masseurs. R.R.O. 1970, Reg. 231, s. 2.

3. The secretary-treasurer shall register as a masseur any person who has,

- (a) passed the examinations prescribed by section 16; and
- (b) paid the registration fee prescribed by clause 7 (1) (a). O. Reg. 969/80, s. 1, *part*.

4. The secretary-treasurer shall register as a masseur any person who has,

- (a) received his education and training outside of Ontario;
- (b) education and training equivalent to that required by section 16;
- (c) been examined by the Board; and
- (d) paid the registration fee prescribed by clause 7 (1) (a). O. Reg. 969/80, s. 1, *part*.

5.—(1) The registration of a masseur expires with the first Monday in February in each year. R.R.O. 1970, Reg. 231, s. 5 (1).

(2) The secretary-treasurer shall renew the registration of a person registered as a masseur for one year where the masseur pays the renewal fee prescribed by clause 7 (1) (b). O. Reg. 969/80, s. 2.

6.—(1) Where a registered masseur fails to pay the renewal fee on or before the expiry date, the secretary-treasurer shall notify the masseur by registered mail addressed to his last known address appearing on the register that his registration has expired. R.R.O. 1970, Reg. 231, s. 6 (1).

(2) Where a person whose registration as a masseur has expired and has not been renewed, for a period of time not exceeding three consecutive years, pays the fee prescribed by clause 7 (1) (c) or (d), as the case may be, the secretary-treasurer shall register the person as a masseur. O. Reg. 969/80, s. 3.

7.—(1) The fees to be paid by a masseur are,

- (a) on registration; \$50;
- (b) on renewal of registration, \$40;
- (c) on renewal of registration, where a registration has expired for one year or part thereof, \$50; or
- (d) on renewal of registration, where a registration has expired for more than one year, \$150.

(2) A person who has been admitted to practise as a masseur but who is not practising and applies to the secretary-treasurer and pays a fee of \$20 each year may be placed on an inactive register for a period not exceeding two years.

(3) Where a registration of a person as a masseur is not renewed and more than three consecutive years have passed since the date of expiry of the registration, the Board shall re-register the applicant where he,

- (a) pays the fee prescribed by clause (1) (d);
- (b) passes such examinations as the Board may prescribe; and
- (c) submits proof in a form satisfactory to the Board as to his competence to practise as a masseur. O. Reg. 969/80, s. 4.

#### DISCIPLINE

8.—(1) The Board may, after a hearing, suspend or cancel the registration of any person found guilty of misconduct or to be ignorant or incompetent.

(2) Before holding a hearing, the Board shall send by registered mail to the masseur at his last known address appearing on the register, a notice,

- (a) giving the details of the alleged misconduct, ignorance or incompetence and the nature of the evidence in support thereof; and
- (b) appointing the date, time and place for the hearing.

(3) The Board shall allow at least ten clear days between the date of sending the notice and the date for the hearing.

(4) If the masseur fails to attend the hearing on the date and at the time and place appointed, the hearing may proceed and a decision may be made in his absence.

(5) At the hearing, the masseur is entitled to hear the evidence against him, to cross-examine thereon, to call witnesses in his behalf and to present his argument.

(6) The masseur may be represented at the hearing by counsel or by an agent. R.R.O. 1970, Reg. 231, s. 8 (1-6).

(7) Where the Board decides to suspend the registration, the period of suspension shall not be longer than ninety days. O. Reg. 969/80, s. 5.

9. For the purpose of section 8 "misconduct" means,

- (a) failure to maintain the standard of practice of the profession;
- (b) failure to maintain records in respect of a masseur's patients;
- (c) exceeding the lawful scope of practice;
- (d) using terms, titles or designations other than those authorized by this Regulation;
- (e) treating or attempting to treat a condition that the masseur recognizes or should have recognized as being beyond his competence;
- (f) failure of a masseur to refer a patient to a legally qualified medical practitioner when the masseur recognizes or should have recognized a condition that appears to require medical examination;
- (g) charging fees that are excessive in relation to the services performed;
- (h) falsifying a record in respect of observation or treatment of a patient;
- (i) failure to carry out the terms of an agreement with a patient;
- (j) conviction of an offence that affects the fitness of a masseur to engage in the practice of massage;
- (k) sexual impropriety with a patient;
- (l) abusing a patient verbally or physically;
- (m) announcing or holding out falsely by a masseur that he has special qualifications;

(n) acting as a masseur while the ability to perform any act as a masseur is impaired by alcohol or drugs;

(o) knowingly permitting his office or clinic to be used for unlawful purposes;

(p) conduct or an act relevant to the practice of a masseur that, having regard to all the circumstances, would reasonably be regarded by masseurs as disgraceful, dishonourable or unprofessional;

(q) publishing, displaying, distributing or causing or permitting directly or indirectly, the publishing, display or distribution or use of any material of any kind whatsoever that is false, or contains misleading statements or misrepresentations as to bodily functions or malfunctions of any kind or as to cures by any method of treatment used by a masseur, or as to his training, qualification or skills.

O. Reg. 969/80, s. 6.

10.—(1) The Board may appoint an inspector who on the direction of the Board shall investigate a written complaint that a masseur has been guilty of misconduct or displayed such ignorance or incompetence as to render it desirable in the public interest that his registration be cancelled or suspended.

(2) The inspector shall make a written report to the Board of every investigation made by him. O. Reg. 969/80, s. 7.

#### DESIGNATIONS

11. No person other than a masseur registered under the Act shall advertise or use any title or add any affix to his name signifying that he is qualified to practise as a masseur. R.R.O. 1970, Reg. 231, s. 10.

12. A person registered as a masseur shall not use any occupational designation in respect of that registration other than Registered Masseur or Registered Masseuse, Registered Massage Therapist or the letters "Reg. M." or "Reg. M.T.". O. Reg. 969/80, s. 8.

#### ALLOWANCE FOR BOARD

13.—(1) Members of the Board shall be paid a per diem allowance of \$100 together with their necessary travelling and living expenses while actually engaged on the business of the Board.

(2) In addition to the allowance paid under subsection (1), the secretary-treasurer shall be paid an annual allowance. O. Reg. 969/80, s. 9.



## EXAMINATIONS

14.—(1) The Board shall prescribe examinations for the admissions of masseurs to practice in Ontario, upon the subjects prescribed by subsection (2). R.R.O. 1970, Reg. 231, s. 14 (1).

(2) The subjects for examination are,

- (a) anatomy and histology;
- (b) physiology;
- (c) pathology;
- (d) public health;
- (e) assessment;
- (f) ethics and business management;
- (g) treatment; and
- (h) clinical practice.

(3) The examination on the subjects mentioned in,

- (a) clauses (2) (a), (b), (c), (d), (e), (f) and (g) shall consist of one oral and two written examinations; and
- (b) clause (2) (h) shall be a practical examination. O. Reg. 969/80, s. 11

15.—(1) The Board shall conduct or cause to be conducted examinations at least once a year. R.R.O. 1970, Reg. 231, s. 15 (1).

(2) The Board shall conduct or cause to be conducted supplemental examinations within four months after the examinations conducted under subsection (1), except that when two examinations a year are held, the supplementals shall be considered to be part of the next regular examination. O. Reg. 969/80, s. 12 (1).

(3) An applicant who fails a written examination may apply to the Board for a review of the written examination that he has failed upon payment of a fee of \$50 for each written examination that is reviewed. O. Reg. 969/80, s. 12 (2).

16.—(1) Any person who,

- (a) is the holder of a Secondary School Graduation Diploma or a certificate considered by the Minister as equivalent thereto; and
- (b) has registered in a course of instruction in massage at a private vocational school registered under the *Private Vocational Schools Act*,

may apply to the secretary-treasurer as an applicant for examination and registration.

(2) An application by a person for examination and registration as a masseur shall be made within twenty-one days of registration of the person at the school of massage, in a form supplied by the secretary-treasurer.

(3) At least thirty days before the examinations are to be held, an applicant who has complied with subsection (2) shall submit to the secretary-treasurer,

- (a) two letters of character reference;
- (b) a Secondary School Graduation Diploma or a certificate considered by the Minister of Health as equivalent thereto; and
- (c) the examination fee prescribed by section 21.

(4) At least ten days before the examinations are to be held there shall be submitted to the secretary-treasurer a statement from the head of the private vocational school that the applicant attended stating that the applicant has attended and successfully completed the course in massage at the school referred to in clause (1) (b).

(5) Where an applicant complies with subsection (3), the secretary-treasurer shall notify the applicant that the applicant is entitled to take the examinations. O. Reg. 969/80, s. 13.

17.—(1) An applicant who has,

- (a) been notified under subsection 16 (5); and
- (b) paid the fee prescribed by section 21,

may try the examinations.

(2) An applicant who has,

- (a) tried the examinations and failed in one of the four examinations; and
- (b) paid the fee prescribed by section 21,

may try a supplemental examination in the subject that he fails. O. Reg. 969/80, s. 14.

## EXAMINERS

18.—(1) At least three months before the date of an examination or supplemental examination, the Board shall appoint sufficient examiners including a presiding examiner to conduct the examination.

(2) No person shall be appointed as a presiding examiner unless he is a member of the Board. R.R.O. 1970, Reg. 231, s. 19.

19. The Board shall pay an examiner other than the presiding examiner,

- (a) \$100 for the preparation of each written examination and \$50 for each oral and practical examination;
- (b) \$75 for each day or less during which the examiner conducts or supervises an examination;
- (c) the actual amount spent in travelling and living expenses while engaged as an examiner; and
- (d) \$5 for each written examination paper that the examiner reads and marks. O. Reg. 969/80, s. 16.

20.—(1) The presiding examiner shall,

- (a) review the examination papers after they have been prepared by the examiner; and
  - (b) conduct the examination at the time set by the Board. R.R.O. 1970, Reg. 231, s. 21 (1).
- (2) The presiding examiner shall be paid for his services an amount equal to the amount prescribed by subsection 13 (1). O. Reg. 969/80, s. 17.

FEEES ON EXAMINATION

- 21.—(1) An applicant for examination, other than a supplemental examination, shall pay a fee of \$55.
- (2) An applicant for a supplemental examination shall pay a fee of \$30. O. Reg. 969/80, s. 18.

Form 1

*Drugless Practitioners Act*

APPLICATION FOR REGISTRATION AS A MASSEUR BY EXAMINATION

To: The Secretary-Treasurer,  
Board of Directors of Masseurs

I, .....  
(name) (address)

apply for registration as a masseur and in support submit the following information:

1. Date and place of birth:.....
2. Address:.....  
(post office) (province)
3. My preliminary education comprised:  
.....  
.....
4. I graduated from the.....  
school at .....
5. I attended the following lectures at the school mentioned in paragraph 4 and I hold certificates in the following optional courses:  
.....  
.....

Date.....day of ....., 19....

.....  
(signature of applicant)

## Form 2

### Drugless Practitioners Act

# CERTIFICATE OF EDUCATION IN MASSAGE

I, \_\_\_\_\_, head of the  
(name)

teaching staff of .....  
(school)

hereby certify that.....  
(name of graduate)

has successfully completed the course in massage at.....  
(school)

Date.....day of....., 19....

.....  
(signature)

R.R.O. 1970, Reg. 231, Form 2.



## REGULATION 252

under the Drugless Practitioners Act

### OSTEOPATHS

#### INTERPRETATION

##### 1. In this Regulation,

- (a) "Board" means Board of Directors of Osteopathy;
- (b) "secretary-treasurer" means secretary-treasurer of the Board. R.R.O. 1970, Reg. 232, s. 1.

#### REGISTRATION

2. The secretary-treasurer shall maintain a register of persons admitted to practice as osteopaths. R.R.O. 1970, Reg. 232, s. 2.

3. The secretary-treasurer shall register as an osteopath any person who,

- (a) is of good moral character;
- (b) is at least eighteen years of age;
- (c) has passed the examinations prescribed by section 12; and
- (d) has paid the registration fee prescribed by clause 7 (a). R.R.O. 1970, Reg. 232, s. 3.

4. The secretary-treasurer shall register any person who,

- (a) is registered as an osteopath in a jurisdiction outside Ontario under regulations similar to this Regulation; and
- (b) pays the registration fee prescribed by clause 7 (a). R.R.O. 1970, Reg. 232, s. 4.

5.—(1) The registration of an osteopath expires with the first Monday in February in each year.

(2) The secretary-treasurer shall renew the registration for one year where the osteopath pays the renewal fee prescribed by clause 7 (b). R.R.O. 1970, Reg. 232, s. 5.

6.—(1) Where a registered osteopath fails to pay the renewal fee on or before the expiry date, the secretary-treasurer shall notify the osteopath by registered mail addressed to his last known address appearing on the register that his registration has expired.

(2) Where an osteopath whose registration has expired pays the fee prescribed by clause 7 (c), the secretary-treasurer shall register the osteopath. R.R.O. 1970, Reg. 232, s. 6.

#### FEEs

7. The fees to be paid by an osteopath are,

- (a) on registration, \$75;
- (b) on renewal of registration, \$50; and
- (c) where his registration has expired, for each year or part of a year that has passed since the date of expiry of registration, \$25. R.R.O. 1970, Reg. 232, s. 7; O. Reg. 162/75, s. 1.

#### DISCIPLINE

8.—(1) The Board may, after a hearing, suspend or cancel the registration of any person found to be guilty of misconduct or to have been ignorant or incompetent.

(2) Before holding a hearing, the Board shall send by registered mail to the osteopath at his last known address appearing on the register a notice,

- (a) giving the details of the alleged misconduct, ignorance or incompetence and the nature of the evidence in support thereof; and
- (b) appointing the date, time and place for the hearing.

(3) The Board shall allow at least ten clear days between the date of sending the notice and the date for the hearing.

(4) If the osteopath fails to attend the hearing on the date and at the time and place appointed, the hearing may proceed and a decision may be made in his absence.

(5) At the hearing, the osteopath is entitled to hear the evidence against him, to cross-examine thereon, to call witnesses in his behalf and to present his argument.

(6) The osteopath may be represented at the hearing by counsel or by an agent.

(7) Where the Board decides to suspend the registration, the period of suspension shall not be longer than thirty days. R.R.O. 1970, Reg. 232, s. 8.



9.—(1) The Board may appoint an inspector for the investigation of complaints made against an osteopath.

(2) A member of the Board is not eligible for appointment as an inspector.

(3) The inspector shall investigate a complaint made in writing that an osteopath has been guilty of misconduct or displayed such ignorance or incompetence as to render it desirable in the public interest that his registration be cancelled or suspended.

(4) The inspector shall report to the Board on every investigation made by him. R.R.O. 1970, Reg. 232, s. 9.

#### DESIGNATIONS

10. No person other than an osteopath registered under the Act shall advertise or use any title or add any affix to his name signifying that he is qualified to practise as an osteopath. R.R.O. 1970, Reg. 232, s. 10.

#### ALLOWANCE FOR BOARD

11.—(1) Members of the Board shall be paid,

- (a) a *per diem* allowance; and
- (b) an allowance for travelling and living expenses,

in the amounts prescribed by subsection (2) while engaged on the business of the Board. R.R.O. 1970, Reg. 232, s. 11 (1).

(2) The allowance is,

- (a) \$75 a day; and
- (b) the actual amount spent in travelling and living expenses. R.R.O. 1970, Reg. 232, s. 11 (2); O. Reg. 162/75, s. 2 (1).

(3) The amount of the allowance paid under clause (2) (a) to each member shall not exceed \$750 in any one year. O. Reg. 162/75, s. 2 (2).

(4) In addition to the allowance paid under subsection (3), the secretary-treasurer shall be paid an annual allowance of \$600. R.R.O. 1970, Reg. 232, s. 11 (4).

#### EXAMINATIONS

12.—(1) The Board shall prescribe written, oral and practical examinations for the admission of osteopaths to practice in Ontario, upon the subjects prescribed by subsection (2).

(2) The subjects for examination are,

- (a) anatomy and applied anatomy, including histology and embryology;

(b) physiology, including physiological chemistry;

(c) pathology and bacteriology, including parasitology, immunology, public health and preventive medicine;

(d) surgery, including surgical specialties;

(e) obstetrics, gynaecology and paediatrics;

(f) neurology, psychology and psychiatry; and

(g) osteopathic medicine, including principles, therapeutics, pharmacology, materia medica and jurisprudence. R.R.O. 1970, Reg. 232, s. 12.

13.—(1) The Board shall conduct or cause to be conducted examinations at least once a year.

(2) When necessary, the Board shall conduct or cause to be conducted supplemental examinations within four months after the examinations under subsection (1). R.R.O. 1970, Reg. 232, s. 13.

14.—(1) Any person who,

- (a) is of good moral character;
- (b) is the holder of an Ontario Secondary School Graduation Diploma or an equivalent certificate as determined by the Minister of Health;
- (c) has successfully completed at least two years of preliminary study at a college or university in a course that includes physics, organic and inorganic chemistry, biology and English; and
- (d) has graduated from a school or college of osteopathy referred to in section 18,

may apply to the secretary-treasurer as a candidate for the examination.

(2) Application for examination shall be made in Form 1 to the secretary-treasurer.

(3) The applicant shall submit with the application,

- (a) evidence of preliminary education prior to admission to a college of osteopathy;
- (b) references as to character, professional status and previous experience in the practice of osteopathy;
- (c) a certificate in Form 2 from the head of the teaching staff of a school or college referred to in section 18; and
- (d) the examination fee prescribed by section 17.

(4) The Board shall review the application and, if it complies with the provisions of this Regulation, the Board shall cause the secretary-treasurer to notify the candidate of the time and place fixed for the examination. R.R.O. 1970, Reg. 232, s. 14.

**15.—(1)** A person who has,

(a) been notified under subsection 14 (4); and

(b) paid the fee prescribed by section 17,

may take the examinations.

**(2)** A person who has,

(a) taken the examinations;

(b) failed in three subjects or fewer; and

(c) paid the fee prescribed by section 17,

may try at a supplemental examination the subjects in which he has failed. R.R.O. 1970, Reg. 232, s. 15.

**16.** A person who is taking an examination or supplemental examination shall be allowed,

(a) 2½ hours for each subject written; and

(b) thirty minutes for the oral examination in each subject. R.R.O. 1970, Reg. 232, s. 16.

**FEEES ON EXAMINATION**

**17.** A candidate for examination or supplemental examination shall pay on examination a fee,

(a) not exceeding \$50 in amount; and

(b) calculated on the basis of,

(i) \$10 for each subject at an examination, and

(ii) \$20 for each subject at a supplemental examination. R.R.O. 1970, Reg. 232, s. 17.

**OSTEOPATHIC COLLEGES**

**18.—(1)** An applicant for examination shall have completed a course of instruction in a school or college that conducts a course in osteopathy of not less than four academic years with a minimum of 5,000 hours of instruction and that requires students to have completed at least two years of pre-medical study.

(2) The course of instruction shall include the following subjects:

**1. Anatomy, comprising,**

i. gross anatomy;

ii. dissection;

iii. embryology; and

iv. histology.

**2. Physiology.**

**3. Biochemistry.**

**4. Pharmacology, comprising,**

i. comparative therapeutics;

ii. materia medica and associated subjects; and

iii. toxicology.

**5. Pathology.**

**6. Public health and preventive medicine, comprising,**

i. hygiene;

ii. sanitation;

iii. bacteriology;

iv. parasitology; and

v. immunology.

**7. Surgery, comprising,**

i. general surgery;

ii. orthopaedic surgery;

iii. urology;

iv. ophthalmology;

v. radiology;

vi. anaesthesiology; and

vii. otorhinolaryngology.

**8. Obstetrics and gynaecology.**

**9. Principles, practice and technique of osteopathy.**

**10. Neurology.**

**11. Psychology.**

- 12. Psychiatry.
- 13. Paediatrics.
- 14. Dermatology and syphilology.
- 15. Therapeutics.
- 16. Tropical medicine.
- 17. Medical jurisprudence. R.R.O. 1970, Reg. 232, s. 18.

MEETINGS OF THE BOARD

19.—(1) The chairman or, in his absence, the vice-chairman shall call and preside at all meetings of the Board and the presiding officer shall, in the case of a tie vote, have the deciding vote.

(2) Meetings of the Board shall be upon the written call of the chairman or upon the written request of any two members of the Board stating the reason for calling the meeting. R.R.O. 1970, Reg. 232, s. 19.

SECRETARY-TREASURER

20. The secretary-treasurer shall,
- (a) conduct the correspondence of the Board;

- (b) keep a true and accurate record of the minutes of all meetings of the Board;
- (c) notify all members of the Board of all meetings at least seven days in advance of such meetings;
- (d) keep a record of all osteopaths taking the examinations and the results of such examinations;
- (e) receive all moneys and securities and keep a proper record of all business transactions of the Board, the receipt and expenditure of all moneys and securities, and forthwith deposit all such moneys or securities received in such chartered bank as the Board selects; and
- (f) carry out such other duties as the Board from time to time directs. R.R.O. 1970, Reg. 232, s. 20.

21. All cheques of the Board shall be signed by the chairman or vice-chairman and the secretary-treasurer. R.R.O. 1970, Reg. 232, s. 21.

AUDITORS

22. The accounts of the Board shall be audited annually by a chartered accountant appointed by the Board. R.R.O. 1970, Reg. 232, s. 22.

Form 1

Drugless Practitioners Act

APPLICATION FOR REGISTRATION AS AN OSTEOPATH BY EXAMINATION

Name.....  
(surname) (given name in full)

(If female).....  
(any alteration in or change of name since registration of birth)

Address.....  
(municipality) (county) (province)

.....  
(home address) (street address) (business address)

Date of birth.....Age.....

Are you a British Subject?.....  
(yes or no) (by birth or naturalized)

Primary Education.....  
(name of public or private schools attended)

Date of entrance to high school or collegiate.....

Names of high schools, collegiates, private schools, senior schools attended.....

Date of graduation.....  
(from high school or collegiate) (junior) (senior)

Department of Education certificate.....

Names of colleges or universities attended and standing attained.....  
.....  
.....

Dates of attendance.....

Osteopathic college attended.....

Length of course.....  
(number of months) (total hours of lectures or instruction)

Date of graduation.....

If more than one school or college.....  
(names) (locations)  
.....  
(number of months) (total hours of lectures or instruction)

I interned at.....  
for..... from..... to.....  
(months)

Post-graduate training..... from..... to.....

I have received special training in osteopathy and in respect thereof I hold certificates from.....  
.....  
(names of boards)

Three references as to character (names and addresses).....  
.....  
.....  
.....

I am registered to practise in.....  
(provinces or states)

.....  
(signature of applicant)

AFFIDAVIT

TO: THE BOARD OF DIRECTORS OF OSTEOPATHY,  
Drugless Practitioners Act,  
Province of Ontario.

I,.....of.....  
in the.....County of.....

do solemnly declare that to the best of my knowledge and belief the completed form hereto affixed is correct and true. And I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath.

Declared before me at the.....of.....

this.....day of....., 19....

.....  
(a Commissioner, etc.)

R.R.O. 1970, Reg. 232, Form 1.

Form 2

*Drugless Practitioners Act*

CERTIFICATE OF EDUCATION IN OSTEOPATHIC MEDICINE

I, .....  
(name)

head of the teaching staff of .....  
(school or college)

hereby certify that .....has successfully  
(name of graduate)

completed the course in osteopathic medicine at .....  
(school or college)

Date..... day of ..... , 19....

.....  
(signature)

R.R.O. 1970, Reg. 232, Form 2.



## REGULATION 253

### under the Drugless Practitioners Act

#### PHYSIOTHERAPISTS

##### INTERPRETATION

#### 1. In this Regulation,

- (a) "Board" means the Board of Directors of Physiotherapy;
- (b) "secretary-treasurer" means the secretary-treasurer of the Board. R.R.O. 1970, Reg. 233, s. 1.

##### REGISTRATION

2. The secretary-treasurer shall maintain a register of persons admitted to practise as physiotherapists. R.R.O. 1970, Reg. 233, s. 2.

3.—(1) The secretary-treasurer shall register as a physiotherapist any person who,

- (a) is of good moral character;
- (b) has passed the examinations prescribed under section 16; and
- (c) has paid the registration fee prescribed by section 7. R.R.O. 1970, Reg. 233, s. 3 (1); O. Reg. 729/80, s. 1 (1).

(2) The secretary-treasurer shall register as a physiotherapist any person, other than persons referred to in subsection (1), who is,

- (a) the holder of a degree or diploma in physiotherapy from,
  - (i) any university in Canada having a course that includes the requirements of section 25 and that is approved by the Board,
  - (ii) the Chartered Society of Physiotherapy of the United Kingdom, or
  - (iii) the diploma program in physiotherapy established at Mohawk College of Applied Arts and Technology, Hamilton, and approved by the Board; or

- (b) eligible for membership in the Canadian Physiotherapy Association and has passed the examinations prescribed under section 16 or other examinations that, in the opinion of the Board, are equivalent thereto,

and pays the registration fee prescribed in section 7. O. Reg. 729/80, s. 1 (2).

4.—(1) The registration of a physiotherapist expires with the first Monday in February in each year.

(2) Where a physiotherapist pays the renewal fee prescribed by this Regulation on or before the date when his registration expires, the secretary-treasurer shall renew his registration for one year. R.R.O. 1970, Reg. 233, s. 4.

5.—(1) Where a registered physiotherapist fails to pay the renewal fee on or before the expiry date, his name shall be struck from the register, and the secretary-treasurer shall notify the physiotherapist by registered mail addressed to his latest address shown on the register that his registration has expired.

(2) Where a physiotherapist whose registration has expired pays the fee prescribed by clause 7 (d), the secretary-treasurer shall re-register the physiotherapist. R.R.O. 1970, Reg. 233, s. 5.

6. Where a physiotherapist who ceases to practise in Ontario,

- (a) notifies the Board during the registration year in which he ceases to practise that he has ceased to practise; and
- (b) pays the renewal fee prescribed by clause 7 (c) for the registration year in which he resumes practise in Ontario,

the secretary-treasurer shall re-register the physiotherapist. R.R.O. 1970, Reg. 233, s. 6.

7. Subject to sections 8 and 9, the fees to be paid by a physiotherapist are,

- (a) \$85 on registration;
- (b) \$5 for a certificate of registration;
- (c) \$60 on renewal of registration; and
- (d) \$85 on re-registration. O. Reg. 929/79, s. 1.

8. The fee to be paid on registration by a physiotherapist who is registered by the secretary-treasurer and commences to practise after the 15th day of November in the year of his registration is \$30. O. Reg. 929/79, s. 2.

#### TEMPORARY REGISTER

9.—(1) The secretary-treasurer shall maintain a separate page in the register for duly qualified physiotherapists who apply to register for a period of time not exceeding six months. R.R.O. 1970, Reg. 233, s. 10 (1).

(2) The fee to be paid by a physiotherapist who is registered under this section is \$40. O. Reg. 929/79, s. 4.

(3) Notwithstanding subsection 4 (1), the registration of a physiotherapist registered under this section expires six months after the date of registration. R.R.O. 1970, Reg. 233, s. 10 (3).

#### DISCIPLINE

10.—(1) The Board may appoint an inspector who, on the direction of the Board, shall investigate a complaint that a physiotherapist has been guilty of misconduct or displayed such ignorance or incompetence as to render it desirable in the public interest that his registration be cancelled or suspended.

(2) The inspector shall make a written report to the Board of every investigation made by him. R.R.O. 1970, Reg. 233, s. 11.

11.—(1) After a hearing, the Board may suspend or cancel the registration of any person found guilty of misconduct or found to have been ignorant or incompetent.

(2) Before holding a hearing, the Board shall send by registered mail to the physiotherapist at his latest address shown on the register a notice,

- (a) giving,
  - (i) the details of the alleged misconduct, ignorance or incompetence, and
  - (ii) the nature of the evidence in support thereof; and
- (b) appointing the date, time and place for the hearing.

(3) The Board shall allow at least ten clear days between the date of sending the notice and the date fixed for the hearing.

(4) If the physiotherapist fails to attend the hearing on the date and at the time and place appointed, the hearing may proceed and a decision may be made in his absence.

(5) The hearing shall be stenographically recorded.

(6) At the hearing, the physiotherapist is entitled to hear the evidence against him, to cross-examine thereon, to call witnesses in his behalf and to present his argument.

(7) The physiotherapist may be represented at the hearing by counsel or by an agent.

(8) Where the Board decides to suspend the registration, the period of suspension shall not be longer than one year.

(9) A majority of the members of the Board shall be present at a hearing and constitute a quorum.

(10) The decision of a majority of the members of the Board present is the decision of the Board.

(11) In the case of an equality of votes, the complaint made against the physiotherapist shall be dismissed.

(12) Every decision of the Board shall be in writing, and notice of every decision shall be sent by registered mail to the physiotherapist at his latest address shown on the register or, where he is represented by counsel, to his counsel. R.R.O. 1970, Reg. 233, s. 12.

#### DESIGNATION

12. No person other than a physiotherapist registered under the Act shall advertise or use any title or add any affix to his name signifying that he is qualified to practise as a physiotherapist. R.R.O. 1970, Reg. 233, s. 13.

13.—(1) As an occupational designation, physiotherapists may only describe themselves as physiotherapists or registered physiotherapists and may use the letters "Reg. Pht."

(2) Where a physiotherapist advertises or uses the words "clinic", "institute" or "health service", he shall include his name and the word "physiotherapy" or the word "physiotherapist".

(3) A physiotherapist may describe his qualifications or occupation in terms of the system of treatment that may be followed by physiotherapists as prescribed in the regulations.

(4) No physiotherapist shall describe or cause to be described his qualifications or occupation in a manner that suggests the qualities or effectiveness of his services or skill other than in the manner set out in subsections (1), (2) and (3). R.R.O. 1970, Reg. 233, s. 14.

#### ALLOWANCE FOR THE BOARD

14.—(1) Members of the Board shall be paid,

(a) a per diem allowance; and

(b) an allowance for travelling and living expenses,

while engaged on business of the Board, in the amounts prescribed by subsection (2). R.R.O. 1970, Reg. 233, s. 15 (1).

(2) The allowance referred to in subsection (1) is,

(a) an amount not to exceed \$100 a day; and

(b) the actual amount spent for travelling and living expenses.

(3) The amount of the allowance paid under clause (2) (a) to each member shall not exceed \$1,200 in any one year. O. Reg. 922/77, s. 3.

(4) The Board may by resolution provide for the investment of the surplus revenue of the Board. R.R.O. 1970, Reg. 233, s. 15 (4).

15. The accounts of the Board shall be audited annually by a chartered accountant. R.R.O. 1970, Reg. 233, s. 16.

#### EXAMINATIONS

16.—(1) The Board shall prescribe examinations for the admission of physiotherapists to practise in Ontario upon the subjects prescribed by subsection (2).

(2) The subjects for examination are,

(a) anatomy and physiology;

(b) theory of treatment by massage, manipulation and movement;

(c) electrotherapy;

(d) anatomy and surface marking;

(e) massage and remedial exercises; and

(f) electrotherapy and its application.

(3) The examination on the subjects mentioned in,

(a) clauses (2) (a), (b) and (c) shall be written; and

(b) clauses (2) (d), (e) and (f) shall be oral. R.R.O. 1970, Reg. 233, s. 17.

17.—(1) The Board shall conduct or cause to be conducted examinations at least once a year.

(2) The Board shall conduct or cause to be conducted supplemental examinations within six months of the holding of the examinations under subsection (1). R.R.O. 1970, Reg. 233, s. 18.

18.—(1) Any person who,

(a) is of good moral character;

(b) is the holder of an Ontario Secondary School Graduation Diploma with nine papers of Grade 13, or an equivalent certificate as determined by the Minister of Health; and

(c) has graduated from a school or college referred to in section 25,

may apply to the secretary-treasurer as a candidate for the examinations.

(2) Application for examination shall be made in Form 1 to the secretary-treasurer at least thirty days before the examination is to be held.

(3) The application shall be accompanied by,

(a) two letters testifying as to good moral character;

(b) an Ontario Secondary School Graduation Diploma with nine papers of Grade 13 or an equivalent certificate as determined by the Minister of Health;

(c) a certificate in Form 2 from the head of the teaching staff of a school or college referred to in section 25 or, if the applicant is unable to produce a certificate in Form 2, a statement in Form 3; and

(d) the examination fee prescribed by section 21.

(4) The Board shall review the application and, if it finds that the application complies with the provisions of this Regulation, it shall inform the secretary-treasurer and the secretary-treasurer shall notify the candidate of the date, time and place fixed for the examination. R.R.O. 1970, Reg. 233, s. 19.

19.—(1) A person who has,

(a) been notified under subsection 18 (4); and

(b) paid the fee prescribed by section 21, may try the examinations.

(2) A person who has,

(a) tried the examinations;

(b) failed in not more than one subject; and

(c) paid the fee prescribed by section 21,

may try at a supplemental examination the subject in which he has failed.

(3) A person,

- (a) whose native language is not English; and
- (b) who,
  - (i) has attended courses of instruction in physiotherapy in a jurisdiction other than one of the provinces of Canada,
  - (ii) is qualified as prescribed by section 25 to try the examinations,
  - (iii) has been notified under subsection 19 (4), and
  - (iv) has paid the fee prescribed by section 21,

may try the examinations in two groups not more than six months apart. R.R.O. 1970, Reg. 233, s. 20.

20. A candidate for examination or supplemental examination shall be allowed,

- (a) 2½ hours for each subject written; and
- (b) a maximum of one hour for each oral examination. R.R.O. 1970, Reg. 233, s. 21.

21. A candidate referred to in section 20 shall pay a fee for examinations not exceeding,

- (a) \$45 for the examinations; and
- (b) \$25 for the supplemental examinations. R.R.O. 1970, Reg. 233, s. 22.

#### EXAMINERS

22.—(1) At least one month before the date of an examination or supplemental examination, the Board shall appoint sufficient examiners, including a presiding examiner, to conduct the examination.

(2) No person shall be appointed as a presiding examiner unless he is a member of the Board or a representative appointed by the Board. R.R.O. 1970, Reg. 233, s. 23.

23. The Board shall pay a presiding examiner or an examiner,

- (a) \$15 for each examination over which the examiner presides;
- (b) \$25 for each half day or less during which the examiner conducts oral or practical examinations;
- (c) an amount equal to the amount spent by the examiner for travelling and living expenses while acting as examiner; and

- (d) \$3 for each written examination paper that the examiner reads and marks. R.R.O. 1970, Reg. 233, s. 24.

24.—(1) The Board or the representatives appointed by it shall,

- (a) prepare the examination questions for each subject; and
- (b) conduct the examination at the time set by the Board.

(2) No examination question shall be submitted to a candidate for examination unless it has been approved by the Board. R.R.O. 1970, Reg. 233, s. 25.

#### QUALIFICATIONS OF APPLICANTS FOR EXAMINATIONS

25.—(1) An applicant for examination shall complete a course of not less than 2,600 hours of instruction in a school or college that conducts a course in physiotherapy.

(2) The course of instruction shall include,

- (a) theoretical and clinical instruction in,
  - (i) anatomy,
  - (ii) chemistry,
  - (iii) electrotherapy and physics,
  - (iv) first aid,
  - (v) gymnastics and recreation,
  - (vi) hydrotherapy,
  - (vii) massage and hospital technique,
  - (viii) medical and surgical conditions,
  - (ix) physiology,
  - (x) psychology and psychiatry, and
  - (xi) remedial exercises and methods of rehabilitation; and
- (b) clinical experience and training of not less than 1,000 hours under the supervision of a physiotherapist in a public hospital approved under the *Public Hospitals Act*.

(3) The course of instruction in anatomy shall not be less than 250 hours and shall include dissection performed or caused to be performed by the instructor and the use of cadavers or parts thereof prepared by the instructor. R.R.O. 1970, Reg. 233, s. 26.



Form 1

Drugless Practitioners Act

APPLICATION FOR REGISTRATION AS A  
PHYSIOTHERAPIST BY EXAMINATION

To: The Secretary-Treasurer,  
Board of Directors of Physiotherapy.

I, .....  
(name)  
.....  
(address)

apply for registration as a physiotherapist and in  
support submit the following information:

- 1. Date and place of birth:.....
- 2. Address:.....  
(post office) (province)
- 3. My preliminary education comprised:  
.....  
.....
- 4. I graduated from the.....  
school or college at.....
- 5. I attended the following lectures at the school or  
college mentioned in paragraph 4 and I hold  
certificates in the following optional courses:  
.....  
.....

Date.....day of....., 19..  
.....  
(signature of applicant)  
R.R.O. 1970, Reg. 233, Form 1.

Form 2

Drugless Practitioners Act

CERTIFICATE OF EDUCATION IN  
PHYSIOTHERAPY

I, .....  
(name)  
.....  
head of the teaching staff of.....  
(school or college)

hereby certify that.....  
(name of graduate)  
has successfully completed the course in physiother-  
apy at.....  
(school or college)  
Date.....day of....., 19..  
.....  
(signature)  
R.R.O. 1970, Reg. 233, Form 2.

Form 3

Drugless Practitioners Act

STATEMENT OF QUALIFICATIONS

I, .....  
of the.....of.....  
in the.....of.....,  
state that:  
1. I am an applicant for examination for registration  
as a physiotherapist.  
2. I am unable to obtain and produce the Certificate  
of Education in Physiotherapy in Form 2 for  
the following reasons:  
.....  
.....  
3. I attended and successfully completed a course  
in physiotherapy, which course included all of  
the matters set out in section 25 of Regulation 253  
of Revised Regulations of Ontario, 1980 for  
Physiotherapists. This course was attended by  
me at.....  
and I successfully completed the course in the  
year 19.... and obtained a diploma or degree  
as evidence thereof.  
Dated at.....this.....day of....., 19..  
.....  
(signature of applicant)  
R.R.O. 1970, Reg. 233, Form 3.





## REGULATION 254

under the Edible Oil Products Act

### GENERAL

1. In this Regulation, "designated product" means an edible oil product designated under section 2. R.R.O. 1970, Reg. 234, s. 1.

### DESIGNATED PRODUCTS

#### 2. Products that,

- (a) do not contain a dairy product; and
- (b) are manufactured by any means by which fat or oil, other than that of milk, has been processed or mixed or blended with one or more other ingredients so that the resultant product is an imitation of, or resembles, any dairy product,

are designated edible oil products to which the Act applies. R.R.O. 1970, Reg. 234, s. 2.

### LICENCES

3.—(1) Every person who manufactures designated products is required to be the holder of a licence in Form 2 in respect of each location at which he manufactures designated products.

(2) An application for a licence to manufacture designated products shall be in Form 1.

(3) A licence to manufacture designated products shall be in Form 2.

(4) The fee for a licence in Form 2 is \$500 in respect of each location at which designated products are manufactured and shall accompany the application for the licence. R.R.O. 1970, Reg. 234, s. 3.

4.—(1) A licence to sell by wholesale a designated product shall be issued only upon an application therefor in Form 3.

(2) A licence to sell by wholesale a designated product shall be in Form 4.

(3) The fee for a licence to sell by wholesale a designated product is \$5 and shall accompany the application. R.R.O. 1970, Reg. 234, s. 4.

5.—(1) A licence expires with the 31st day of December of the year for which it is issued.

(2) Licences are not transferable. R.R.O. 1970, Reg. 234, s. 5.

### ADVERTISING AND LABELLING

6.—(1) No person shall make an untrue claim by word or design in respect of a designated product in an advertisement or on the label of a container.

(2) No advertisement respecting a designated product and no label on a container of a designated product shall,

- (a) state or imply that the designated product has a relation to any dairy product;
- (b) use a dairy term or expression; or
- (c) depict a dairy scene.

(3) The words "an edible oil product" shall appear in every advertisement respecting a designated product and on every label of every container for the product.

(4) Where the name or trade-name of a designated product appears in an advertisement respecting, or on the label of a container of, a designated product, the words "an edible oil product" shall,

- (a) immediately follow the name or trade-name; and
- (b) be in letters not smaller than those in the name or trade-name.

(5) Every container of a designated product shall have legibly displayed thereon the percentage of each ingredient.

(6) No person shall display for sale at retail a designated product,

- (a) among dairy products;
- (b) in a compartment used mainly for display of dairy products; or
- (c) in a manner that implies the designated product has a relation to any dairy product. R.R.O. 1970, Reg. 234, s. 7.

### RECORDS

7.—(1) Every manufacturer of a designated product shall keep records showing,

- (a) the ingredients and the amounts thereof used in the manufacture of the designated product;

- (b) the quantities of the designated product that he has manufactured, sold and retained in storage; and
  - (c) the names and addresses of all persons to whom he has sold the designated product.
- (2) Every wholesaler of a designated product shall keep records showing,
- (a) the quantities of the designated product in storage and sold; and
  - (b) the names and addresses of persons to whom he has sold the designated product.
- (3) Every manufacturer or wholesaler shall maintain the records made under subsection (1) or (2), as the case may be, for a period of not less than twelve months. R.R.O. 1970, Reg. 234, s. 8.

#### POWERS AND DUTIES OF INSPECTORS AND ANALYSTS

8.—(1) For the purpose of making an inspection an inspector may, at all reasonable hours, enter,

- (a) premises where a designated product is manufactured, stored, held for transport or delivery or sold; and
- (b) conveyances being used for transport or delivery of,
  - (i) a designated product, and
  - (ii) edible oil products used in the manufacturing of a designated product.

(2) In making an inspection an inspector may examine,

- (a) apparatus and equipment used in the manufacturing and packaging of a designated product;
- (b) materials or substances used in the manufacturing and packaging of a designated product; and
- (c) records kept under subsection 7 (1) or (2). R.R.O. 1970, Reg 234, s. 9.

9.—(1) An inspector may obtain samples of a designated product in quantities sufficient for having an analysis made.

(2) Where an inspector obtains a sample of a designated product, he shall,

- (a) make a report in Form 5 to the chief inspector; and
- (b) deliver a copy of the report to the person in charge of the premises.

(3) Where an analyst makes an analysis of the sample obtained by an inspector of a designated product, he shall make a report to the chief inspector in Form 6. R.R.O. 1970, Reg. 234, s. 10, *revised*.

#### DETENTION OF EDIBLE OIL PRODUCTS

10.—(1) Where an inspector finds an edible oil product that he has reasonable grounds to suspect does not comply with the Act and this Regulation, he may place the edible oil product under detention for such period of time as is necessary for analysis,

- (a) under the supervision of the inspector, by an analytical chemist who ordinarily makes examinations and analyses for the manufacturer of the edible oil product; or
- (b) by an analyst, including the time required for the issuance of his report.

(2) Where an inspector finds after analysis an edible oil product that does not comply with the Act and this Regulation, he may place the edible oil product under detention. R.R.O. 1970, Reg. 234, s. 11.

11. Where an inspector has placed an edible oil product under detention he shall attach to the container or package of containers a numbered detention tag in Form 7 having in bold type the words "edible oil product under detention", and no person shall sell, offer for sale, move or allow or cause to be moved the edible oil product, container or package of containers or remove the detention tag without the written authority of an inspector or of the chief inspector. R.R.O. 1970, Reg. 234, s. 12.

12. Where an inspector is satisfied that an edible oil product, container or package of containers that has been placed under detention complies with the Act and this Regulation, he may release the edible oil product, container or package of containers from detention by removing the detention tag. R.R.O. 1970, Reg. 234, s. 13.

#### CONFISCATION OF EDIBLE OIL PRODUCTS

13.—(1) Where an edible oil product does not comply with the Act and this Regulation and,

- (a) the edible oil product was placed under detention;
- (b) the inspector delivered or sent by registered mail a copy of his report in Form 5 to the person in charge of the premises where the edible oil product is under detention and to the manufacturer whose name, if any, appears on the container or package of containers; and

(c) a period of not less than thirty days has elapsed from the delivery or sending of the inspector's report in Form 5,

the edible oil product is confiscated and becomes the property of the Crown in right of Ontario.

(2) Where an edible oil product has been confiscated, it may be sold or otherwise disposed of as the chief inspector may direct, and the money, if any, derived therefrom is payable to Her Majesty in right of Ontario. R.R.O. 1970, Reg. 234, s. 14.

Form 1

Edible Oil Products Act

APPLICATION FOR LICENCE TO MANUFACTURE DESIGNATED PRODUCTS

To: The Chief Inspector,  
Edible Oil Products Act,  
Ministry of Agriculture and Food,  
Legislative Buildings,  
Toronto, Ontario.

(name of applicant)

(address)

applies for a licence to manufacture designated products under the *Edible Oil Products Act* and the regulations, and in support of this application the following facts are stated:

- 1. Name.....  
(Give name of person, partnership or corporation, and if partnership, give names of all partners)
- 2. Business address.....
- 3. Name of manufacturing plant.....
- 4. Address of manufacturing plant.....
- 5. Name of manager of plant (if any).....
- 6. Name or trade-name of each designated product.....
- 7. Ingredients and percentages thereof of each designated product.....
- 8. The licence fee of \$500 accompanies this application.

(signature of applicant)

R.R.O. 1970, Reg. 234, Form 1.

Form 2

Edible Oil Products Act

Year..... No.....

MANUFACTURER'S LICENCE

Under the *Edible Oil Products Act*, and the regulations, and subject to the limitations thereof, this licence is issued to:

(name)

(address)

to manufacture designated products at.....  
(location)

This licence expires with the 31st day of December,  
19....

Issued at Toronto, the.....day of.....,  
19....

Chief Inspector

R.R.O. 1970, Reg. 234, Form 2.

Form 3

Edible Oil Products Act

APPLICATION FOR LICENCE TO SELL BY WHOLESALE DESIGNATED PRODUCTS

To: The Chief Inspector,  
Edible Oil Products Act,  
Ministry of Agriculture and Food,  
Legislative Buildings,  
Toronto, Ontario.

(name of applicant)

(address)

applies for a licence to sell by wholesale designated products under the *Edible Oil Products Act*, and the regulations, and in support of this application, the following facts are stated:

- 1. Name.....  
(Give name of person, partnership or corporation, and if partnership, give names of all partners)

- 2. Address of head office.....
- 3. Name of manager.....
- 4. Business address.....
- 5. Name or trade-name of each designated product  
.....
- 6. Ingredients and percentages thereof of each  
designated product.....  
.....  
(signature of applicant)

By.....  
(title of official signing if  
a partnership or corporation)  
R.R.O. 1970, Reg. 234, Form 3.

Form 4

*Edible Oil Products Act*

Year..... No.....

WHOLESALER'S LICENCE

Under the *Edible Oil Products Act*, and the regula-  
tions, and subject to the limitations thereof, this  
licence is issued to:

.....  
(name)  
.....  
(address)

to sell by wholesale designated products.

This licence expires with the 31st day of December,  
19....

Issued at Toronto, the.....day of.....,  
19....

.....  
Chief Inspector  
R.R.O. 1970, Reg. 234, Form 4.

Form 5

*Edible Oil Products Act*

REPORT OF INSPECTOR TO THE  
CHIEF INSPECTOR

- 1. Date of inspection.....
- 2. Premises.....
- 3. Location.....  
(address)
- 4. Person in charge of premises.....  
(name and position)
- 5. Description of designated product.....  
.....
- 6. Name or trade-name.....
- 7. Ingredients and percentages thereof listed on  
container of designated product.....  
.....
- 8. Quantity in sample.....
- 9. Price paid for sample.....
- 10. Identification mark on label of container of  
sample.....
- 11. Manufacturer.....
- 12. Was detention effected?.....If so, amount  
under detention.....
- 13. Detention Tag No. ....

Date.....  
(signature of inspector)  
R.R.O. 1970, Reg. 234, Form 5.

Form 6

*Edible Oil Products Act*

REPORT OF ANALYST TO THE  
CHIEF INSPECTOR

- 1. Date and time of receipt of sample.....
- 2. Condition of sample when received.....
- 3. Name of manufacturer or trade-name on label of  
container of designated product.....
- 4. Quantity in sample.....
- 5. From whom received.....  
(name and address)



6. Identification mark on label of container of sample.....
7. Date of analysis of sample.....

RESULTS OF EXAMINATION AND ANALYSIS

1. I found the sample has the following component parts and percentages thereof: i. Refined oils of animal, fish, marine-animal or vegetable, origin or any combination thereof.....per cent,

ii. Water.....per cent, and iii. Other parts and percentages.....

.....

2. I found by analysis of the designated product in the sample the following values: i. Iodine value.....

ii. Index of refraction..... iii. Saponification value..... iv. Reichert-Meisal value.....

v. Polenske value..... vi. Kirschner value.....

..... vii. Acid value.....

I certify that the sample is.....for human consumption. (fit or unfit)

Date.....

(signature of analyst)

R.R.O. 1970, Reg. 234, Form 6.

Form 7

Edible Oil Products Act

EDIBLE OIL PRODUCT UNDER DETENTION

Detention Tag No.....

Under the *Edible Oil Products Act*, and the regulations, I have placed under detention\* the edible oil product in the container or package of containers to which this tag is attached.

Date.....

(signature of inspector)

\*Section 11 of Regulation 254 of Revised Regulations of Ontario, 1980 reads as follows:

Where an inspector has placed an edible oil product under detention he shall attach to the container or package of containers a numbered detention tag in Form 7 having in bold type the words "edible oil product under detention", and no person shall sell, offer for sale, move or allow or cause to be moved the edible oil product, container or package of containers or remove the detention tag without the written authority of an inspector or of the chief inspector. R.R.O. 1970, Reg. 234, Form 7.



## REGULATION 255

### under the Education Act

#### CALCULATION OF AMOUNT OF RESERVE OR REDUCTION IN REQUIREMENT RESULTING FROM STRIKE OR LOCK-OUT

1.—(1) The calculations under this Regulation shall be made for a board of education and for The Metropolitan Toronto School Board separately for public and for secondary school purposes.

(2) Where actual financial data required for a calculation under this Regulation are not available when the calculation is required to be made, estimated data shall be used.

(3) In this Regulation, "salaries and wages" means the salaries and wages, including fringe benefits, that are in effect on the date that the strike or lock-out commences. O. Reg. 708/76, s. 1.

2.—(1) The amount that a board shall place in a reserve under subsection 210 (2) of the Act shall be calculated by,

(a) determining the excess of,

- (i) the total of the salaries and wages that are included in the estimates of the board in such year and that are not paid to employees of the board in respect of the period of a strike by or lock-out of such employees, or any of them, that occurs in such year,

over,

- (ii) the expenditures incurred in such year by the board that, in the opinion of the Minister, are attributable to the strike or lock-out; and
- (b) subtracting from such excess the product of the percentage rate of grant for the board in respect of recognized ordinary expenditure, determined under the Regulation governing the payment of legislative grants for such year, and the reduction in the recognized ordinary expenditure for such year, as defined in such Regulation, in respect of the board, that results from such strike or lock-out.

(2) The amount that, under clause 210 (3) (b) of the Act, shall be set out in a statement by the board, shall be calculated by,

(a) determining the excess of,

(i) the amount of money,

- (A) that would normally be paid as salaries and wages but is not paid to employees of the board in respect of the period of a strike by or lock-out of such employees, or any of them, that occurred in such year prior to the adoption of the estimates, and

(B) that is excluded from the estimates of the board,

over,

(ii) the expenditures incurred by the board in such year prior to the adoption of the estimates that, in the opinion of the Minister, are attributable to such strike or lock-out; and

(b) subtracting from such excess the product of the percentage rate of grant for the board in respect of recognized ordinary expenditure, determined under the Regulation governing the payment of legislative grants for such year, and the reduction in the recognized ordinary expenditure for such year, as defined in such Regulation, in respect of the board, that results from such strike or lock-out. O. Reg. 708/76, s. 2, *part*.

3.—(1) In this section,

- (a) "area municipality" means an area municipality as defined in the *Municipality of Metropolitan Toronto Act*;
- (b) "board" means a board of education of an area municipality;
- (c) "School Board" means The Metropolitan Toronto School Board.

(2) The amount that the School Board shall place in a reserve for public or secondary school purposes, as the case may be, under subsection 211 (2) of the Act, shall be calculated by,

(a) determining the excess of,

- (i) the total of the salaries and wages of employees of the boards and of the School Board that are included in the estimates of the School Board in such year and that are not paid to such employees in respect of the period of a strike by or lock-out of such employees, or any of them, that occurs in such year,

over,

- (ii) the total of the expenditures incurred by the boards and the School Board in such year that, in the opinion of the Minister, are attributable to the strike or lock-out; and
- (b) subtracting from such excess the product of the percentage rate of grant for the School Board in respect of recognized ordinary expenditure, determined under the Regulation governing the payment of legislative grants for such year, and the reduction in the recognized ordinary expenditure for such year, as defined in such Regulation, in respect of the School Board, that results from such strike or lock-out.

(3) The amount that, under clause 211 (5) (b) of the Act, shall be set out in a statement by the School Board for public or secondary school purposes, as the case may be, shall be calculated by,

- (a) determining the excess of,
  - (i) the amount of money,

- (A) that would normally be paid as salaries and wages but is not paid to employees of the boards and of the School Board in respect of the period of a strike by or lock-out of such employees, or any of them, that occurred in such year prior to the adoption of the estimates, and

- (B) that is excluded from the estimates of the School Board,

over,

- (ii) the total of the expenditures incurred by the boards and the School Board in such year prior to the adoption of the estimates that, in the opinion of the Minister, are attributable to such strike or lock-out; and
- (b) subtracting from such excess the product of the percentage rate of grant for the School Board in respect of recognized ordinary expenditure, determined under the Regulation governing the payment of legislative grants for such year, and the reduction in the recognized ordinary expenditure for such year, as defined in such Regulation, in respect of the School Board, that results from such strike or lock-out.
- O. Reg. 708/76, s. 3, *part*.

## REGULATION 256

under the Education Act

### CALCULATION OF AVERAGE DAILY ENROLMENT

#### 1. In this Regulation,

- (a) "cycle" means the number of school days for which the schedule of classes in a school continues before such schedule is repeated;
- (b) "full-time pupil" means a pupil who is enrolled in day school other than in junior kindergarten or kindergarten and who, in respect of a cycle, is registered for an average of more than 150 minutes per school day;
- (c) "half-time pupil" means a pupil who is enrolled in junior kindergarten or kindergarten and who, in respect of a cycle, is registered for an average of at least 150 minutes per school day;
- (d) "part-time pupil" means a pupil who is enrolled in day school and is neither a full-time pupil nor a half-time pupil. O. Reg. 863/76, s. 1; O. Reg. 64/78, s. 1; O. Reg. 231/80, s. 1.

2. Average daily enrolment for a year shall be calculated by adding,

#### (a) the product of 0.3 and the sum of,

- (i) the number of full-time pupils enrolled on the last school day in January and 0.5 times the number of half-time pupils enrolled on such day,
- (ii) the quotient obtained by determining, for each part-time pupil enrolled on the last school day in January, the number of minutes for which such pupil is registered in the cycle that includes such day and dividing the sum of the numbers so determined by the product of 300 and the number of days in such cycle,

(iii) the number of full-time pupils enrolled on the last school day in April and 0.5 times the number of half-time pupils enrolled on such day, and

(iv) the quotient obtained by determining, for each part-time pupil enrolled on the last school day in April, the number of minutes for which such pupil is registered in the cycle that includes such day and dividing the sum of the numbers so determined by the product of 300 and the number of days in such cycle;

#### (b) the product of 0.4 and the sum of,

(i) the number of full-time pupils enrolled on the last school day in September and 0.5 times the number of half-time pupils enrolled on such day, and

(ii) the quotient obtained by determining, for each part-time pupil enrolled on the last school day in September, the number of minutes for which such pupil is registered in the cycle that includes such day and dividing the sum of the numbers so determined by the product of 300 and the number of days in such cycle; and

(c) the quotient obtained by determining, for each pupil who is enrolled in a summer school or evening class, the product of the number of sessions for which the pupil is enrolled and the number of minutes in each session for which he is enrolled and dividing the sum of the products so determined by the product of 300 and the number of school days in the year. O. Reg. 863/76, s. 2.





## REGULATION 257

### under the Education Act

#### COUNTY COMBINED SEPARATE SCHOOL ZONES

1. The following areas are designated as areas in which the separate school zones whose centres are within the areas are united to form county combined separate school zones:

1. The County of Brant, designated as "Brant".
2. The County of Elgin, designated as "Elgin".
3. The County of Essex excluding the City of Windsor, designated as "Essex".
4. The Regional Municipality of Halton, designated as "Halton".
5. The County of Kent, designated as "Kent".
6. The County of Lambton, designated as "Lambton".
7. That portion of The Regional Municipality of Niagara that was formerly the County of Lincoln, designated as "Lincoln".
8. The County of Middlesex, designated as "London and Middlesex".
9. The Regional Municipality of Durham except the Town of Newcastle, designated as "Durham Region".
10. The County of Oxford, designated as "Oxford".
11. The County of Renfrew, designated as "Renfrew".
12. The County of Simcoe and the Baxter Ward of the Township of Georgian Bay in The District Municipality of Muskoka, designated as "Simcoe".
13. The Regional Municipality of Waterloo, designated as "Waterloo".
14. That portion of The Regional Municipality of Niagara that was formerly the County of Welland, designated as "Welland".
15. The County of Wellington, designated as "Wellington".
16. The Regional Municipality of Hamilton-Wentworth, designated as "Hamilton-Wentworth".
17. The Regional Municipality of York, designated as "York Region".
18. The United Counties of Prescott and Russell, designated as "Prescott and Russell".
19. The United Counties of Stormont, Dundas and Glengarry, designated as "Stormont, Dundas and Glengarry".
20. The counties of Bruce and Grey, designated as "Bruce-Grey".
21. The County of Dufferin and The Regional Municipality of Peel, designated as "Dufferin-Peel".
22. The counties of Frontenac and Lennox and Addington, designated as "Frontenac-Lennox and Addington".
23. The Regional Municipality of Haldimand-Norfolk, designated as "Haldimand-Norfolk".
24. The counties of Hastings and Prince Edward and the Township of Airy and the geographic townships of Dickens, Lyell, Murchison and Sabine in the Territorial District of Nipissing, designated as "Hastings-Prince Edward".
25. The counties of Huron and Perth, designated as "Huron-Perth".
26. The County of Lanark and the United Counties of Leeds and Grenville, designated as "Lanark-Leeds and Grenville".
27. The counties of Northumberland, Peterborough and Victoria and the Town of Newcastle, designated as "Peterborough-Victoria-Northumberland and Newcastle". R.R.O. 1970, Reg. 797, s. 1; O. Reg. 16/72, s. 1; O. Reg. 442/72, s. 1; O. Reg. 232/73, s. 1; O. Reg. 85/74, s. 1; O. Reg. 222/74, s. 1; O. Reg. 629/74, s. 1.



## REGULATION 258

### under the Education Act

#### DESIGNATION OF SCHOOL DIVISIONS IN TERRITORIAL DISTRICTS

1.—(1) The area in the territorial districts referred to in paragraph 1 of each Schedule is designated as a school division.

(2) The name set out in paragraph 2 of each Schedule is the name assigned to the divisional board that has jurisdiction in the school division referred to in paragraph 1 of the Schedule. R.R.O. 1970, Reg. 793, s. 1.

#### Schedule 1

1. In the Territorial District of Algoma, being,

- i. the towns of Bruce Mines and Thessalon,
- ii. the Village of Hilton Beach,
- iii. the townships of Hilton, Jocelyn, Johnson, Laird, Plummer Additional, St. Joseph and Thessalon,
- iv. the Township of MacDonald, Meredith and Aberdeen Additional,
- v. the Township of Tarbutt and Tarbutt Additional, and
- vi. the geographic townships of Aberdeen, Bridgland, Galbraith, Gould, Haughton, Kirkwood, McMahon, Morin, Rose and Wells. O. Reg. 394/71, s. 1.

2. The Central Algoma Board of Education. R.R.O. 1970, Reg. 793, Sched. 1, par. 2.

#### Schedule 2

1. In the Territorial District of Algoma, being the Township of Wicksteed.

2. The Hornepayne Board of Education. R.R.O. 1970, Reg. 793, Sched. 2; O. Reg. 354/72, s. 1.

#### Schedule 3

1. In the Territorial District of Algoma, being,

- i. the townships of Michipicoten and White River, and

ii. the geographic townships of Esquega and Fiddler.

2. The Michipicoten Board of Education. R.R.O. 1970, Reg. 793, Sched. 3; O. Reg. 354/72, s. 2; O. Reg. 959/75, s. 1; O. Reg. 789/79, s. 1.

#### Schedule 4

1. In the Territorial District of Algoma, being,

- i. the towns of Blind River and Elliot Lake,
- ii. the Village of Iron Bridge,
- iii. the Township of Day and Bright Additional,
- iv. the townships of the North Shore and Thompson,
- v. the geographic townships of Bright, Cobden, Gladstone, Grasett, Jogues, Juliette, Kamichisitit, Mack, Montgomery, Nouvel, Parkinson, Patton, Scarfe, Timmermans and the portion of the geographic township of Striker not included in the Township of the North Shore, and
- vi. all the islands in the North Channel of Lake Huron lying south of the geographic townships of Bright, Cobden and the portion of Striker that is not part of the Township of the North Shore.

2. The North Shore Board of Education. R.R.O. 1970, Reg. 793, Sched. 4; O. Reg. 354/72, s. 3; O. Reg. 250/73, s. 1; O. Reg. 39/75, s. 1; O. Reg. 959/75, s. 2; O. Reg. 830/76, s. 1; O. Reg. 925/78, s. 1.

#### Schedule 5

1. In the Territorial District of Algoma, being,

- i. the City of Sault Ste. Marie,
- ii. the Township of Prince,
- iii. the geographic townships of Archibald, Aweres, Dennis, Deroche, Fenwick, Fisher, Gaudette, Havilland, Herrick, Hodgins, Home, Jarvis, Kars, Kincaid, Ley, Peever, Pennefather, Rix, Ryan, Shields, Slater, Tilley, Tupper and VanKoughnet, and

- iv. the mining locations known as Montreal Mining Southern Location, Montreal Mining Northern Location, A. McDonnell Mining Location, Kincaid Mining Locations 5, 6, 7 and 8 and Rankin Mining Location.

2. The Sault Ste. Marie Board of Education. R.R.O. 1970, Reg. 793, Sched. 5; O. Reg. 959/75, s. 3; O. Reg. 254/78, s. 1.

#### Schedule 6

1. In the Territorial District of Cochrane, being,

- i. the towns of Cochrane and Iroquois Falls,
- ii. the townships of Black River-Matheson and Glackmeyer, and
- iii. the geographic townships of Aurora, Blount, Brower, Calder, Clute, Colquhoun, Fournier, Fox, Guibord, Hanna, Kennedy, Lamarche, Leitch, Munro, Newmarket, Ottawa, Pyne, St. John and Teefy.

2. The Cochrane-Iroquois Falls Board of Education. R.R.O. 1970, Reg. 793, Sched. 6; O. Reg. 354/72, s. 4; O. Reg. 431/72, s. 1; O. Reg. 250/73, s. 2; O. Reg. 39/75, s. 2.

#### Schedule 7

1. In the Territorial District of,

- i. Cochrane, being,

- A. the Town of Hearst,
- B. the Township of Eilber and Devitt, and
- C. the geographic townships of Barker, Casgrain, Hanlan, Irish, Kendall, Landry, Lowther, Stoddard, Studholme and Way, and

- ii. Algoma, being the geographic townships of Ebbs and Templeton.

2. The Hearst Board of Education. R.R.O. 1970, Reg. 793, Sched. 7; O. Reg. 431/72, s. 2; O. Reg. 152/76, s. 1.

#### Schedule 8

1. In the Territorial District of Cochrane, being,

- i. the towns of Kapuskasing and Smooth Rock Falls,
- ii. the Township of Fauquier,

- iii. the Township of Owens, Williamson and Idington,

- iv. the Township of Shackleton and Machin,

- v. the Improvement District of Opasatika,

- vi. the geographic townships of Haggart, McCowan and O'Brien, and

- vii. the portion of the geographic Township of Owens that is not in the Township of Owens, Williamson and Idington.

2. The Kapuskasing Board of Education. R.R.O. 1970, Reg. 793, Sched. 8; O. Reg. 234/73, s. 1; O. Reg. 959/75, s. 4; O. Reg. 878/76, s. 2; O. Reg. 584/77, s. 2; O. Reg. 822/80, s. 1; O. Reg. 1058/80, s. 1.

#### Schedule 9

1. In the Territorial District of Cochrane, being the City of Timmins.

2. The Timmins Board of Education. R.R.O. 1970, Reg. 793, Sched. 9; O. Reg. 431/72, s. 4; O. Reg. 250/73, s. 3; O. Reg. 39/75, s. 3.

#### Schedule 10

1. In the Territorial District of Kenora, being,

- i. the towns of Dryden and Sioux Lookout,

- ii. the townships of Barclay, Ignace and Machin,

- iii. the geographic townships of Aubrey, Britton, Drayton, Eton, Hartman, Ilsley, Jordan, Ladysmith, Melgund, Mutrie, Redvers, Rowell, Rugby, Southworth, Van Horne, Vermilion, Vermilion Additional, Wabigoon, Wainwright and Zealand, and

- iv. that portion of Block 10 lying south of the production easterly and westerly of the most northerly limit of the geographic Township of Drayton.

2. The Dryden Board of Education. R.R.O. 1970, Reg. 793, Sched. 10; O. Reg. 354/72, s. 6; O. Reg. 254/78, s. 2.

#### Schedule 11

1. In the Territorial District of Kenora, being,

- i. the towns of Keewatin and Kenora,

- ii. the Township of Jaffray and Melick,

- iii. the Improvement District of Sioux Narrows,



iv. the geographic townships of Boys, Kirkup, Pellatt and Redditt,

v. all the lands in unsurveyed territory in the vicinity of the station house of the Canadian National Railways at Minaki described as follows: Commencing at a point distant 2.5 miles measured east astronomically from the northeast corner of the said station house; thence north astronomically 2.5 miles; thence west astronomically 5 miles; thence south astronomically 5 miles; thence east astronomically 5 miles; thence north astronomically 2.5 miles to the point of commencement, and

vi. except for those parts of the mainland which are crossed by the said line, all lands lying north of a line extending from the southernmost extremity of the geographic township of Boys to the southwest corner of the geographic township of Kirkup and south of the southerly boundaries of the geographic townships of Boys and Pellatt, the towns of Keewatin and Kenora and the Township of Jaffray and Melick.

2. The Kenora Board of Education. R.R.O. 1970, Reg. 793, Sched. 11; O. Reg. 354/72, s. 7.

#### Schedule 12

1. In the Territorial District of Kenora, being,

i. the townships of Ear Falls and Red Lake,

ii. the Improvement District of Balmertown,

iii. the geographic townships of Baird, Dome and Heyson,

iv. all lands within an area four miles in width and lying on both sides of the centre line of tertiary road Number 804 and within two miles of the said centre line measured at right angles thereto, and not in the Township of Ear Falls, and

v. all lands within an area four miles in width and lying on both sides of the centre line of that part of the King's Highway known as Number 105 and within two miles of and measured at right angles to that portion of the centre line of the said part of the highway extending in a generally northerly and northwesterly direction from its intersection with the centre line of Pickerel Creek to its intersection with the southerly limit of the Township of Red Lake, and not in the Township of Ear Falls or referred to in subparagraph iv.

2. The Red Lake Board of Education. R.R.O. 1970, Reg. 793, Sched. 12; O. Reg. 250/73, s. 4; O. Reg. 499/76, s. 1.

#### Schedule 13

1. In the Territorial District of Manitoulin, being all of the said territorial district except the Township of Rutherford and George Island and the geographic townships of Carlyle, Humboldt and Killarney.

2. The Manitoulin Board of Education. R.R.O. 1970, Reg. 793, Sched. 13.

#### Schedule 14

1. In The District Municipality of Muskoka, being all of The District Municipality of Muskoka except the Freeman Ward of the area municipality of the Township of Georgian Bay.

2. The Muskoka Board of Education. R.R.O. 1970, Reg. 793, Sched. 14.

#### Schedule 15

1. In the Territorial District of Nipissing, being,

i. the City of North Bay,

ii. the towns of Cache Bay, Mattawa and Sturgeon Falls,

iii. the townships of Bonfield, Caldwell, Calvin, East Ferris, Field, Mattawan, Papineau and Springer,

iv. the Improvement District of Cameron, and

v. the geographic townships of Badgerow, Bastedo, Beaucage, Boyd, Clarkson, Commanda, Crerar, Deacon, Eddy, Falconer, French, Gibbons, Hugel, Jocko, Kirkpatrick, Lauder, Loudon, Lyman, Macpherson, Pedley, Pentland, Phelps, Poitras and Wyse.

2. The Nipissing Board of Education. R.R.O. 1970, Reg. 793, Sched. 15; O. Reg. 354/72, s. 8; O. Reg. 39/75, s. 4.

#### Schedule 16

1. In the Territorial District of,

i. Parry Sound, being,

A. the Township School Area of Burk's Falls,

B. the Township School Area of Gurd, Patterson and Pringle,

C. the Township School Area of Hardy, McConkey, Wilson, Mills and Pringle,

- D. the Township School Area of Kearney, Bethune and Proudfoot,
- E. the Township School Area of Laurier,
- F. the Township School Area of Magnetawan,
- G. the Township School Area of McMurrich,
- H. the Township School Area of Nipissing,
- I. that part of the Township School Area of North Himsworth and East Ferris, lying within the Township of North Himsworth,
- J. the Township School Area of South Himsworth,
- K. the Township School Area of Perry,
- L. the Township School Area of South River,
- M. the Township School Area of Sundridge,
- N. School Section No. 3, in the geographic townships of Bethune and Proudfoot,
- O. School Section No. 2, in the geographic Township of Monteith,
- P. the School Section of the Town of Powassan,
- Q. all other lands not designated in Schedule 17; and

- ii. Nipissing, being the Township School Area of Chisholm.

2. The East Parry Sound Board of Education. R.R.O. 1970, Reg. 793, Sched. 16.

#### Schedule 17

##### 1. In,

- i. the Territorial District of Parry Sound, being,
  - A. the Town of Parry Sound,
  - B. the Village of Rosseau,
  - C. the townships of Carling, Christie, Foley, Georgian Bay North

Archipelago, Georgian Bay South Archipelago, Hagerman, Humphrey, McDougall and McKellar,

- D. the geographic townships of Blair, Brown, Burton, East Burpee, Ferguson, Ferrie, Henvey, McKenzie, Mowatt and Wallbridge,

- E. those parts of the geographic townships of Croft and Spence which are not included in the Township School Area of Magnetawan,

- F. those parts of the geographic townships of Harrison and Shawanaga that are not in the Township of Georgian Bay North Archipelago, and

- ii. The District Municipality of Muskoka, being the Freeman Ward of the area municipality of the Township of Georgian Bay.

2. The West Parry Sound Board of Education. R.R.O. 1970, Reg. 793, Sched. 17; O. Reg. 71/80, s. 24.

#### Schedule 18

- 1. In the Territorial District of Rainy River, being,

- i. the Township of Atikokan,
- ii. the geographic townships of Asmussen, Baker, Bennett, Hutchinson, McCaul, Tanner and Trottier,

- iii. all the lands in unsurveyed territory described as follows: Commencing at the southwest corner of the geographic township of Bennett, thence south astronomically 6 miles; thence east astronomically to a point distant 6 miles measured south astronomically from the southeast corner of the geographic township of Baker; thence north astronomically 6 miles more or less to the southeast corner of the geographic township of Baker; thence west astronomically to the point of commencement, and

- iv. all the lands in unsurveyed territory described as follows: Commencing at the southwest corner of the geographic township of McCaul; thence south astronomically 6 miles; thence east astronomically to a point distant 6 miles measured south astronomically from the southeast corner of the geographic township of Trottier; thence north astronomically 6 miles more or less to the southeast corner of the geographic township of Trottier; thence

west astronomically to the point of commencement.

2. The Atikokan Board of Education. R.R.O. 1970, Reg. 793, Sched. 18; O. Reg. 354/72, s. 9.

### Schedule 19

#### 1. In the Territorial District of,

##### i. Rainy River, being,

- A. the towns of Fort Frances and Rainy River,
- B. the townships of Alberton, Atwood, Blue, Chapple, Dilke, Emo, La Vallee, Morley, Morson and Worthington,
- C. the Township of McCrosson and Tovell,
- D. the Improvement District of Kingsford,
- E. the geographic townships of Claxton, Dance, Dewart, Menary, Miscampbell, Nelles, Pratt, Sifton, Spohn and Sutherland,
- F. the Wild Land Reserve, and

##### ii. Kenora, being,

- A. the geographic township of Phillips, and the west half of the geographic township of Godson,
- B. all lands lying between the geographic townships of Croome and Phillips described as follows: Commencing at the northwest corner of the geographic township of Croome; thence north astronomically to the southwest corner of the geographic township of Phillips; thence east along the southerly boundary of that geographic township to the southeast corner thereof; thence south astronomically to the northeast corner of the geographic township of Croome, thence west along the northerly boundary of that geographic township to the point of commencement,
- C. the area bounded by the easterly boundary of the geographic township of Phillips, the northerly boundary of the geographic township of Godson and the southerly shore of Kakagi Lake.

2. The Fort Frances-Rainy River Board of Education. R.R.O. 1970, Reg. 793, Sched. 19; O. Reg. 354/72, s. 10.

### Schedule 20

#### 1. In the Territorial District of Sudbury, being,

- i. the Township of Chapleau, and
- ii. the geographic townships of Caverley, Chapleau, de Gaulle, Eisenhower, Genier, Halsey, Kaplan and Panet.

2. The Chapleau Board of Education. R.R.O. 1970, Reg. 793, Sched. 20; O. Reg. 354/72, s. 11; O. Reg. 959/75, s. 5.

### Schedule 21

#### 1. In the Territorial District of Sudbury, being,

- i. the towns of Espanola, Massey and Webbwood,
- ii. the townships of Baldwin, Nairn and The Spanish River,
- iii. the geographic townships of Curtin, Foster, McKinnon, Merritt, Mongowin and Shakespeare, and
- iv. the portion of the geographic township of Hyman that is not part of the Town of Walden.

2. The Espanola Board of Education. R.R.O. 1970, Reg. 793, Sched. 21; O. Reg. 431/72, s. 5; O. Reg. 250/73, s. 5; O. Reg. 959/75, s. 6.

### Schedule 22

#### 1. In the Territorial District of Sudbury, being,

- i. the City of Sudbury,
- ii. the towns of Capreol, Nickel Centre, Onaping Falls, Rayside-Balfour, Valley East and Walden,
- iii. The Township of Casimir, Jennings and Appleby,
- iv. the Township of Cosby, Mason and Martland,
- v. the Township of Hagar,
- vi. the Township of Ratter and Dunnet,
- vii. the geographic townships of Allen, Awrey, Bigwood, Burwash, Cartier, Cascaden,

Cherriman, Cleland, Cox, Davis, Delamere, Foy, Haddo, Hart, Harty, Hawley, Hendrie, Henry, Hess, Hoskin, Jones, Laura, Loughrin, Moncrieff, Scadding, Scollard, Secord, Servos and Street,

- viii. the portions of the geographic townships of Dill, Eden and Tilton that are not part of the City of Sudbury,
- ix. the portion of the geographic township of Dryden that is not part of the Town of Nickel Centre, and
- x. the portion of the geographic township of Trill that is not part of the Town of Walden.

2. The Sudbury Board of Education. R.R.O. 1970, Reg. 793, Sched. 22; O. Reg. 431/72, s. 6; O. Reg. 250/73, s. 6 (1, 2).

### Schedule 23

1. In the Territorial District of Thunder Bay, being,

- i. the Town of Geraldton,
- ii. the townships of Beardmore and Longlac,
- iii. the geographic townships of Ashmore, Errington, Houck, Leduc and Oakes.

2. The Geraldton Board of Education. R.R.O. 1970, Reg. 793, Sched. 23; O. Reg. 354/72, s. 12; O. Reg. 830/76, s. 2.

### Schedule 24

1. In the Territorial District of Thunder Bay, being,

- i. the City of Thunder Bay,
- ii. the townships of Conmee, Gillies, Neebing, O'Connor, Oliver, Paipoonge and Shuniah,
- iii. the geographic townships of Blackwell, Conacher, Devon, Forbes, Fraleigh, Goldie, Golding, Gorham, Hagey, Laurie, Lismore, Lybster, Marks, Michener, Pearson, Robson, Scoble, Sibley, Strange and Ware, and
- iv. the Dawson Road Lots,

- v. the area bounded by the easterly boundary of Lot 1, concessions 1 and 2 of the Dawson Road Lots; the southerly boundary of the geographic township of Forbes; the westerly shore of the Kaministiquia River (sometimes known as the Dog River) and the northerly shore of the Shebandowan River (sometimes known as the Matawin River).

2. The Lakehead Board of Education. R.R.O. 1970, Reg. 793, Sched. 24; O. Reg. 354/72, s. 13; O. Reg. 963/80, s. 1.

### Schedule 25

1. In the Territorial District of Thunder Bay, being,

- i. the townships of Manitouwadge, Marathon, Schreiber and Terrace Bay, and
- ii. the geographic townships of Coldwell, Lahontan, Pic and Syine.

2. The Lake Superior Board of Education. R.R.O. 1970, Reg. 793, Sched. 25; O. Reg. 354/72, s. 14; O. Reg. 959/75, s. 7.

### Schedule 26

1. In the Territorial District of Thunder Bay, being,

- i. the townships of Dorion and Nipigon,
- ii. the Township of Red Rock,
- iii. lots 1 to 11 in concessions 4 to 11 in the geographic township of Lyon, and
- iv. concessions 1 and 2 and lots 1 to 6 in concessions 3 and 4 in the geographic township of Stirling.

2. The Nipigon-Red Rock Board of Education. R.R.O. 1970, Reg. 793, Sched. 26; O. Reg. 354/72, s. 15; O. Reg. 822/80, s. 2.

### Schedule 27

1. In the Territorial District of,

- i. Timiskaming, being,
  - A. the towns of Charlton, Cobalt, Englehart, Haileybury, Latchford and New Liskeard,
  - B. the Village of Thornloe,
  - C. the townships of Armstrong, Brethour, Casey, Chamberlain, Coleman, Dack, Dymond, Evanturel, Harley, Harris, Hilliard, Hudson, James and Kerns,
  - D. the geographic townships of Barber, Bayly, Beauchamp, Bryce, Cane, Firstbrook, Gillies Limit, Haultain, Henwood, Ingram, Lorrain, Lundy, Marter, Milner, Nicol, Pense, Robil-

lard, Savard, Sharpe, South Lorrain, Truax and Tudhope,

E. concessions 1 and 2 in the geographic townships of Catharine, Marquis and Pacaud, and

ii. Nipissing, being,

A. the Township of Temagami, and

B. the geographic townships of Askin, Best, Briggs, Cassels, Chambers, Gladman, Joan, Kenny, Law, McCallum, McLaren, Milne, Olive, Phyllis, Riddell, Sisk, Thistle, Torrington and Yates.

2. The Timiskaming Board of Education. R.R.O. 1970, Reg. 793, Sched. 27; O. Reg. 354/72, s. 16; O. Reg. 254/78, s. 3.

#### Schedule 28

1. In the Territorial District of,

i. Timiskaming, being,

A. the Town of Kirkland Lake,

B. the townships of Larder Lake and McGarry,

C. the improvement districts of Gauthier and Matachewan,

D. the geographic townships of Boston, Eby, Grenfell, Lebel, Maisonville, McElroy and Otto, and

E. concessions 3, 4, 5 and 6 in the geographic townships of Catharine, Marquis and Pacaud, and

ii. Cochrane, being the portion of the geographic township of Benoit that is not part of the Township of Black River-Matheson.

2. The Kirkland Lake Board of Education. R.R.O. 1970, Reg. 793, Sched. 28; O. Reg. 354/72, s. 17; O. Reg. 431/72, s. 7; O. Reg. 39/75, s. 5; O. Reg. 609/76, s. 1.





## REGULATION 259

under the Education Act

### DISTRICT COMBINED SEPARATE SCHOOL ZONES

1. The municipalities, geographic townships and separate school zones referred to in paragraph 1 of each Schedule are designated as an area in which the separate school zones whose centres are within the area are united to form a district combined separate school zone. R.R.O. 1970, Reg. 798, s. 1.

2. The name set out in paragraph 2 of each Schedule is the name designated for the area designated in paragraph 1 of the Schedule. R.R.O. 1970, Reg. 798, s. 2.

#### Schedule 1

1. In the Territorial District of Kenora, being the towns of Keewatin and Kenora, the Township of Jaffray and Melick, and the Improvement District of Sioux Narrows.

2. Kenora District. R.R.O. 1970, Reg. 798, Sched. 1.

#### Schedule 2

1. In the Territorial District of Kenora, being the towns of Dryden and Sioux Lookout, the Township of Barclay, and the geographic townships of Melgund, Southworth and Zealand.

2. Dryden District. R.R.O. 1970, Reg. 798, Sched. 2; O. Reg. 743/73, s. 1; O. Reg. 156/78, s. 1; O. Reg. 890/78, s. 1.

#### Schedule 3

1. In the Territorial District of Rainy River, being the towns of Fort Frances and Rainy River, and the townships of Alberton, Dilke, Emo, La Vallée and Morley.

2. Fort Frances-Rainy River District. R.R.O. 1970, Reg. 798, Sched. 3; O. Reg. 686/78, s. 1; O. Reg. 497/80, s. 1.

#### Schedule 4

1. In the Territorial District of Thunder Bay, being the City of Thunder Bay, and the townships of Neebing, Oliver, Paipoonge and Shuniah.

2. Lakehead District. R.R.O. 1970, Reg. 798, Sched. 4; O. Reg. 17/72, s. 1; O. Reg. 37/74, s. 1.

#### Schedule 5

1. In the Territorial District of Thunder Bay, being the Town of Geraldton, the townships of Beardmore and Longlac, the geographic townships of Ashmore, Daley, Errington and Leduc, and the Roman Catholic Separate School Zone No. 1, Theresa, in unsurveyed territory.

2. Geraldton District. R.R.O. 1970, Reg. 798, Sched. 7; O. Reg. 134/77, s. 1.

#### Schedule 6

1. In the Territorial District of Algoma, being,

- i. the City of Sault Ste. Marie,
- ii. the Township of Macdonald, Meredith and Aberdeen Additional,
- iii. the Township of Tarbutt and Tarbutt Additional,
- iv. the townships of Johnson, Laird and Prince, and
- v. the geographic townships of Archibald, Aweres, Dennis, Deroche, Fenwick, Fisher, Gaudette, Havilland, Herrick, Hodgins, Kars, Ley, Pennefather, Shields, Tilley, Tupper and VanKoughnet.

2. Sault Ste. Marie District. R.R.O. 1970, Reg. 798, Sched. 8; O. Reg. 432/72, s. 1; O. Reg. 630/74, s. 1; O. Reg. 156/78, s. 2; O. Reg. 14/80, s. 1.

#### Schedule 7

1. In the Territorial District of Algoma, being the townships of Michipicoten and White River and the geographic townships of Esquega and Fiddler.

2. Michipicoten District. R.R.O. 1970, Reg. 798, Sched. 9. O. Reg. 27/76, s. 1; O. Reg. 790/79, s. 1.

#### Schedule 8

1. In the Territorial District of,

- i. Algoma, being the towns of Blind River and Elliot Lake, the Village of Iron Bridge, the Township of Day and Bright Additional, the Township of the North Shore, the geographic township of Cobden and the portion of the geographic township of Striker that is not part of the Township of the North Shore,

- ii. Sudbury, being the towns of Espanola, Massey and Webbwood, the townships of Baldwin, Nairn and The Spanish River and the geographic townships of Curtin, Merritt and Mongowin, and

- iii. Manitoulin, being the Town of Little Current.

2. North Shore District. R.R.O. 1970, Reg. 798, Schedule 10; O. Reg. 249/73, s. 1; O. Reg. 743/73, s. 2; O. Reg. 27/76, s. 2; O. Reg. 828/76, s. 2; O. Reg. 910/78, s. 1.

#### Schedule 9

- 1. In the Territorial District of,

- i. Sudbury, being,

- A. the City of Sudbury,

- B. the towns of Capreol, Nickel Centre, Onaping Falls, Rayside-Balfour, Valley East and Walden,

- C. the Township of Casimir, Jennings and Appleby,

- D. the Township of Cosby, Mason and Martland,

- E. the Township of Hagar,

- F. the Township of Ratter and Dunnett,

- G. the geographic townships of Allen, Awrey, Bigwood, Burwash, Cartier, Cascaden, Cherriman, Cleland, Cox, Davis, Delamere, Foy, Haddo, Hart, Harty, Hawley, Hendrie, Henry, Hess, Hoskin, Janes, Laura, Loughrin, Moncrieff, Scadding, Scollard, Secord, Servos and Street,

- H. the portions of the geographic townships of Dill, Eden and Tilton that are not part of the City of Sudbury,

- I. the portion of the geographic township of Dryden that is not part of the Town of Nickel Centre, and

- J. the portions of the geographic townships of Hyman and Trill that are not part of the Town of Walden,

- ii. Manitoulin, being the Township of Rutherford and George Island, and

- iii. Parry Sound, being the geographic township of Henvey.

2. Sudbury District. R.R.O. 1970, Reg. 798, Sched. 11; O. Reg. 56/71, s. 1; O. Reg. 452/72, s. 1; O. Reg. 249/73, s. 2 (1, 2).

#### Schedule 10

- 1. In the Territorial District of Sudbury, being the township of Chapleau and the geographic townships of Caverley, Chapleau, Eisenhower, Gallagher, Genier and Panet.

- 2. Chapleau District. O. Reg. 748/80, s. 1.

#### Schedule 11

- 1. In the Territorial District of,

- i. Nipissing, being the City of North Bay, the towns of Cache Bay, Mattawa and Sturgeon Falls, the Improvement District of Cameron, the townships of Bonfield, Caldwell, Calvin, Chisholm, East Ferris, Field, Mattawan, Papineau and Springer, and the geographic townships of Badgerow, Beaucage, Clarkson, Crerar, Falconer, Gibbons, Grant, Hugel, Kirkpatrick, Loudon, Lyman, Macpherson, Pedley, Pentland, Phelps and Poitras, and

- ii. Parry Sound, being the townships of Nipissing, North Himsworth and South Himsworth.

2. Nipissing District. R.R.O. 1970, Reg. 798, Sched. 12; O. Reg. 432/72, s. 3; O. Reg. 65/75, s. 1.

#### Schedule 12

- 1. In the Territorial District of Timiskaming, being the towns of Colbalt, Haileybury, Latchford and New Liskeard, the Village of Thornloe, the townships of Armstrong, Brethour, Casey, Coleman, Dymond, Evanturel, Harley, Harris, Hilliard, Hudson, James and Kerns and the geographic townships of Beauchamp, Cane, Firstbrook and Henwood.

2. Timiskaming District. R.R.O. 1970, Reg. 798, Sched. 13; O. Reg. 678/75, s. 2.

#### Schedule 13

- 1. In the Territorial District of Timiskaming, being the towns of Charlton, Englehart and Kirkland Lake, the improvement districts of Gauthier and Matachewan, the townships of Chamberlain, Larder Lake and McGarry and the geographic townships of Boston, Grenfell, Lebel, Maisonville and Otto.

2. Kirkland Lake District. R.R.O. 1970, Reg. 798, Sched. 14; O. Reg. 432/72, s. 5; O. Reg. 249/73, s. 4; O. Reg. 471/76, s. 1.

#### Schedule 14

- 1. In the Territorial District of Cochrane, being,
  - i. the towns of Cochrane and Iroquois Falls,

- ii. the townships of Black River-Matheson and Glackmeyer, and
  - iii. the geographic townships of Brower, Calder, Clute, Fox, Lamarche, Newmarket and Pyne.
2. Cochrane-Iroquois Falls District. R.R.O. 1970, Reg. 798, Sched. 15; O. Reg. 65/75, s. 2; O. Reg. 156/78, s. 3.

#### Schedule 15

- 1. In the Territorial District\* of Cochrane, being,
  - i. the towns of Kapuskasing and Smooth Rock Falls,
  - ii. the Township of Fauquier,
  - iii. the Township of Owens, Williamson and Idington,
  - iv. the Township of Shackleton and Machin,
  - v. the Improvement District of Opatatika,
  - vi. the geographic townships of Haggart, Nansen and O'Brien, and

- vii. the portion of the geographic Township of Owens not included in the Township of Owens, Williamson and Idington.

2. Kapuskasing District. R.R.O. 1970, Reg. 798, Sched. 16; O. Reg. 233/73, s. 1; O. Reg. 65/75, s. 3; O. Reg. 608/76, s. 1; O. Reg. 823/80, s. 1.

#### Schedule 16

- 1. In the Territorial District of Cochrane, being the Town of Hearst, the Township of Eilber and Devitt, and the geographic townships of Casgrain, Hanlan, Kendall, Lowther, Stoddard, Studholme and Way.
- 2. Hearst District. R.R.O. 1970, Reg. 798, Sched. 17; O. Reg. 153/76, s. 3.

#### Schedule 17

- 1. In the Territorial District of Cochrane, being the City of Timmins.
- 2. Timmins District. R.R.O. 1970, Reg. 798, Sched. 18; O. Reg. 452/72, s. 3; O. Reg. 65/75, s. 4.





# REGULATION 260

## under the Education Act

### DISTRICT SCHOOL AREAS

#### THE AIRY AND SABINE DISTRICT SCHOOL AREA

1. The Airy District School Area and The Sabine District School Area are combined into one district school area to be known as The Airy and Sabine District School Area. O. Reg. 842/79, s. 1.

#### THE COLLINS DISTRICT SCHOOL AREA

2. The lands described in the following Schedule are formed into a district school area to be known as The Collins District School Area:

#### Schedule

All and singular that tract of land situate in the Territorial District of Thunder Bay, having an area of one square mile and bounded as follows:

On the north by a line drawn due east and west astronomically through a point distant one half-mile measured due north astronomically from mile board 21 on the main line of the Canadian National Railway at the hamlet of Collins; on the east by a line drawn due north and south astronomically through a point distant one half-mile due east astronomically from the said mile board; on the south by a line drawn due east and west astronomically through a point distant one half-mile due south astronomically from the said mile board; and on the west by a line drawn due north and south astronomically through a point distant one half-mile due west astronomically from the said mile board. O. Reg. 582/79, s. 1.

#### THE CONNELL AND PONSFORD DISTRICT SCHOOL AREA

3. The part of the Improvement District of Pickle Lake in the Patricia Portion of the Territorial District of Kenora that is not within The Connell and Ponsford District School Area is added to such district school area. O. Reg. 652/80, s. 1, *part*.

#### THE LONG DOG DISTRICT SCHOOL AREA

4. The lands described in the following Schedule are formed into a district school area to be known as The Long Dog District School Area:

#### Schedule

All and singular that tract of land situate in the Patricia Portion of the Territorial District of Kenora, more particularly described as follows:

The area enclosed by the circle having a radius of 3.2 kilometres scribed by using the point of intersection of the co-ordinates of latitude 53° 30' North and longitude 89° 11' West as centre. O. Reg. 747/80, s. 1.

#### THE MCCULLAGH DISTRICT SCHOOL AREA

5. The portion of The Connell and Ponsford District School Area that is in the geographic Township of McCullagh in the Patricia Portion of the Territorial District of Kenora, being all that portion of such district school area that is not in the Improvement District of Pickle Lake, is detached from The Connell and Ponsford District School Area and formed into The McCullagh District School Area. O. Reg. 652/80, s. 1, *part*.

#### THE MOOSE FACTORY ISLAND DISTRICT SCHOOL AREA

6. The lands described in the following Schedule are formed into a district school area to be known as The Moose Factory Island District School Area:

#### Schedule

The area in the Territorial District of Cochrane consisting of the islands in the Moose River that are situate in their entirety north of the line formed by the projection easterly of the southerly boundary of the geographic Township of Horden to the westerly limit of Indian Reserve No. 68, except Indian Reserve No. 1 on Moose Factory Island. O. Reg. 70/80, s. 1.

#### THE MOOSENEE DISTRICT SCHOOL AREA

7. The following parts of the Territorial District of Cochrane are added to The Moosonee District School Area:

1. The geographic Township of Caron.
2. The parts of the geographic townships of Horden and Moose that are not in The Moosonee District School Area, except the parts of such geographic townships that are composed of islands and parts of islands in the Moose River. O. Reg. 867/76, s. 1.

#### THE NORTHERN DISTRICT SCHOOL AREA

8. The Allanwater District School Area, The Armstrong District School Area, The Auden District School Area, The Ferland District School Area and The Savant Lake District School Area are combined into one district school area to be known as The Northern District School Area. O. Reg. 232/80, s. 1.

## THE SLATE FALLS DISTRICT SCHOOL AREA

9. The lands described in the following Schedule are formed into a district school area to be known as The Slate Falls District School Area. O. Reg. 722/76, s. 1.

## Schedule

All and singular that tract of land situate in the Patricia Portion of the Territorial District of Kenora, more particularly described as follows:

Beginning at the place of intersection of the Ninth Base Line and the Fourth Meridian; thence easterly along the Ninth Base Line a distance of six miles to a point; thence northerly and parallel to the Fourth Meridian a distance of six miles to a point; thence westerly and parallel to the Ninth Base Line to a point in the Fourth Meridian; thence southerly along the Fourth Meridian to the place of beginning. O. Reg. 722/76, Sched.

## THE STURGEON LAKE DISTRICT SCHOOL AREA

10. The lands described in the following Schedule are formed into a district school area to be known as The Sturgeon Lake District School Area:

## Schedule

All and singular that tract of land situate in the Territorial District of Kenora being within an area four miles in width lying on both sides of the centre line of secondary highway No. 599 and within two miles of and measured at right angles to that portion of the said centre line extending from the easterly boundary of the Township of Ignace northeasterly a distance of forty-five miles. O. Reg. 956/76, s. 1; O. Reg. 911/77, s. 1.

## THE SUMMER BEAVER DISTRICT SCHOOL AREA

11. The lands described in the following Schedule are formed into a district school area to be known as The Summer Beaver District School Area. O. Reg. 721/76, s. 1.

## Schedule

All and singular that tract of land situate in the Patricia Portion of the Territorial District of Kenora being within a radius of two miles from a point having a latitude of  $52^{\circ} 45'$  North and a longitude of  $88^{\circ} 30'$  West. O. Reg. 721/76, Sched.

## REGULATION 261

### under the Education Act

#### EARLY SCHOOL-LEAVING

##### 1. In this Regulation,

- (a) "child" means a person of compulsory school age who has attained the age of fourteen years;
- (b) "committee" means a committee established under section 2;
- (c) "parent" includes guardian;
- (d) "pupil" means a child for whom a program has been prescribed under subsection 3
- (4). O. Reg. 159/75, s. 1.

2.—(1) A board shall establish a committee for the purposes of this Regulation and designate the secretary thereof.

(2) A committee shall be composed of such persons, not fewer than three, as may be appointed by a board in each year, and a quorum of a committee shall consist of,

- (a) a chairman who shall be a member of the board;
- (b) a supervisory officer who qualified as such as a teacher, and is employed by the board or, where the board does not employ a supervisory officer, the appropriate provincial supervisory officer for the area in which the board has jurisdiction; and
- (c) at least one person, in addition to those referred to in clauses (a) and (b). O. Reg. 159/75, s. 2.

3.—(1) A parent of a child may apply in writing to the principal of the school that the child attends or has a right to attend to have the child excused from attendance, and the parent shall state in the application why he considers that the child should be so excused.

(2) Where an application is made under subsection (1), the principal shall forthwith forward the application to the secretary of the committee, and the committee shall consider the application and any oral or written submission made by any person in support thereof or in opposition thereto and may require the principal, the guidance counsellor and any other teacher of the school that the child attends or has a right to attend, and the school attendance counsellor, to report to the committee

upon the child in respect of whom the application is made and to make recommendations in respect of the application.

(3) The committee shall, after interviewing the child, his parent and, where the committee considers it appropriate, any other person, determine that the child shall,

- (a) attend school as required by subsection 20 (1) of the Act;
- (b) attend school on a part-time basis in a program prescribed by the committee; or
- (c) be excused from attendance at school if he conforms to a program prescribed by the committee.

(4) Where the parent of the child concurs with a determination under clause 3 (b) or (c), the committee shall prescribe a program for the child, involving continuing studies or other activity or both, directed toward the child's needs and interests, and the secretary of the committee shall notify in writing the school attendance counsellor, the principal of the school and the child and his parents of the action taken by the committee and, where the parent does not concur with such determination, the child shall continue to attend school.

(5) A pupil shall conform to the program as prescribed for him by the committee under subsection (4) or as altered under section 6 and is excused from attendance at school as determined by the committee only so long as he does so.

(6) A pupil who is excused from attendance at school as determined by the committee under subsection (3) shall be included as a full-time pupil in the enrolment of,

- (a) the school that he attends on a part-time basis; or
- (b) subject to section 10, the school that he would attend if he were not excused from full-time and part-time attendance at school,

until he is no longer of compulsory school age. O. Reg. 159/75, s. 3.

4.—(1) The school attendance counsellor shall have the same powers and shall perform the same duties in respect of a pupil as in the case of a child who is not excused from attendance at school.

(2) The principal and school attendance counsellor shall, in addition to any other reports required of them, report to the committee from time to time as required by the committee regarding the progress of a pupil, and they are entitled to require and obtain from the parent and from any person associated with the conduct of the program prescribed for the pupil such information in respect of the progress of the pupil as they require for their reports. O. Reg. 159/75, s. 4.

5. The parent of a child may examine the reports and recommendations in respect of the child made under subsection 3 (2), and the parent of a pupil may examine a report in respect of the pupil under subsection 4 (2). O. Reg. 159/75, s. 5.

6.—(1) Where a parent of a pupil wishes to alter the program prescribed for the pupil by the committee, the parent may apply in writing to the secretary of the committee for approval of such alteration by the committee.

(2) Pursuant to the application of a parent under subsection (1) or to a report under subsection 4 (2), the committee may, after discussion of the application or the report with the pupil and his parent, alter the program of the pupil and shall notify in writing the school attendance counsellor, the principal of the school, the child and his parent of any such alteration. O. Reg. 159/75, s. 6.

7. A board shall transmit to the provincial school attendance counsellor on or before the 31st day of July in each year a report summarizing the activities of its committee for the preceding school year and shall set out therein the number of pupils who during such school year,

- (a) were excused from attendance at school;
  - (b) were required to attend school on a part-time basis only; and
  - (c) returned to full-time attendance at school.
- O. Reg. 159/75, s. 7.

8. Where a pupil and his parent move from the area of jurisdiction of the board under which the program is prescribed for the pupil to the area of

jurisdiction of another board, the pupil shall be removed from the roll on which he was included under subsection 3 (6), and the board for the school section or separate school zone or secondary school district in respect of which the pupil is then qualified to be a resident pupil shall refer to its committee the question of whether the pupil should be excused from attendance at a school operated by the last-mentioned board, and the committee shall make the determination in accordance with subsections 3 (2) and (3) and may prescribe a program for the pupil in accordance with subsection 3 (4), and for such purpose the committee shall have access to all reports, recommendations and submissions made to the committee of a board that previously prescribed a program for the pupil. O. Reg. 159/75, s. 8.

9. Where a pupil resides within the area of jurisdiction of the board under which the program for the pupil is administered but ceases to be a resident pupil of such board by reason of the parent of the pupil ceasing to reside within the area of jurisdiction of the board, the pupil shall continue in the program in accordance with this Regulation without the payment of a fee. O. Reg. 159/75, s. 9.

10. Where a pupil has ceased to reside within the area of jurisdiction of the board under which the program for the pupil was prescribed and the pupil is not qualified to be a resident pupil of the board in whose area of jurisdiction he has taken up residence, the pupil is not excused from attendance at school unless he continues to conform to the program that was prescribed for him and, where the pupil continues in the program, he shall do so without the payment of a fee and shall remain enrolled as a full-time pupil of the school where he was enrolled immediately before his change of residence, and the school attendance counsellor for the board that has jurisdiction in the area in which the pupil resides shall give such assistance and co-operation to the principal and school attendance counsellor who makes the reports to the committee under subsection 4 (2) as that principal or school attendance counsellor may require. O. Reg. 159/75, s. 10.



## REGULATION 262

under the Education Act

### ELEMENTARY AND SECONDARY SCHOOLS AND SCHOOLS FOR TRAINABLE RETARDED CHILDREN—GENERAL

#### 1. In this Regulation,

- (a) "business studies" means the courses in general studies that are developed from curriculum guidelines listed under the heading "Business Studies" in circular H.S.1. issued by the Ministry;
- (b) "department" means an organizational unit of a secondary school in which three or more teachers, under the direction and supervision of one of them, teach courses in one or more subjects or in an area of study for the equivalent of the full time of at least two teachers for a school year;
- (c) "division" means the primary division, the junior division, the intermediate division or the senior division;
- (d) "French as a second language" includes programs for English speaking pupils in which French is the language of instruction;
- (e) "general studies" means the courses developed from curriculum guidelines that are issued by the Minister for the intermediate division and senior division and listed under a heading other than "Technological Studies" in circular H.S.1. issued by the Ministry;
- (f) "individual psychological examination or test" means an examination or test of a pupil's intelligence or personality administered to one pupil by an examiner;
- (g) "parent" includes guardian;
- (h) "technological studies" means the courses developed from curriculum guidelines that are issued by the Minister for the intermediate division and senior division and listed under the heading "Technological Studies" in circular H.S.1. issued by the Ministry. O. Reg. 704/78, s. 1.

#### ACCOMMODATION

2.—(1) A board shall file with the Ministry plans for the erection of, addition to, or alteration of a school building together with details of the site thereof.

(2) It is a condition of the payment of a legislative grant in respect of capital cost that the plans and details referred to in subsection (1) be approved by the Minister. O. Reg. 704/78, s. 2.

#### DAILY SESSIONS

3.—(1) Subject to subsection (2), the school day for pupils shall consist of not less than five hours including a recess or interval but not including the lunch break.

(2) A board may reduce the length of the school day for pupils in junior kindergarten, kindergarten and special education programs.

(3) The lunch break for pupils and teachers shall be not less than forty minutes.

(4) There shall be a morning recess and an afternoon recess, each of which shall be from ten to fifteen minutes in length, for pupils in the primary division and the junior division.

(5) In the intermediate division and the senior division, a principal may, subject to the approval of his board, provide for recesses or intervals for pupils between periods.

(6) Unless a board otherwise directs for some or all of its pupils the instructional program for pupils on a school day shall begin not earlier than 9 a.m. and end not later than 4 p.m.

(7) The instructional program for a pupil on a school day shall begin not earlier than 8 a.m. and end not later than 5 p.m. except with the approval of the Minister.

(8) Every board shall determine the period of time during each school day when its school buildings and playgrounds shall be open to its pupils, but in every case the buildings and the playgrounds shall be open to pupils during the period beginning fifteen minutes before classes begin for the day and ending fifteen minutes after classes end for the day. O. Reg. 704/78, s. 3.

#### NATIONAL ANTHEM

4. The opening or closing exercises in a school shall include *O Canada* and may include *God Save the Queen*. O. Reg. 704/78, s. 4.

#### FLAG

5. Every school shall fly the National Flag of Canada or the National Flag of Canada and the



Provincial Flag of Ontario on such occasions as its board directs and shall display in the school,

- (a) the National Flag of Canada; or
- (b) the National Flag of Canada and the Provincial Flag of Ontario. O. Reg. 704/78, s. 5.

#### EMERGENCY PROCEDURES

6.—(1) Every board shall establish procedures that shall be followed in the event of fire and other emergencies that may develop on or adjacent to school property and shall provide for drill in such procedures.

(2) Every principal shall hold emergency drill in accordance with the procedures established under subsection (1) at least three times between the first school day of the school year and the 31st day of December and at least three times between the 1st day of January and the last school day of the school year.

(3) Every person in a school building shall take part in emergency drill. O. Reg. 704/78, s. 6.

#### TEXTBOOKS

7.—(1) The principal of a school, in consultation with the teachers concerned, shall select from the list of the textbooks approved by the Minister the textbooks for the use of pupils of the school, and the selection shall be subject to the approval of his board.

(2) Where no textbook for a course of study is included in the list of the textbooks approved by the Minister, the principal of a school, in consultation with the teachers concerned, shall, where they consider a textbook to be required, select a suitable textbook and, subject to the approval of his board, such textbook may be introduced for use in the school.

(3) In the selection of textbooks under subsection (2), preference shall be given to books that have been written by Canadian authors and edited, printed and bound in Canada.

(4) A board shall provide without charge for the use of each pupil enrolled in a day school, operated by the board, such of the textbooks selected under subsections (1) and (2), as relate to the courses in which the pupil is enrolled, except textbooks that relate to courses for credit towards the Secondary School Honour Graduation Diploma. O. Reg. 704/78, s. 7.

#### GRADES 9 AND 10 IN ELEMENTARY SCHOOLS

8.—(1) An elementary school board whose area of jurisdiction is not within a secondary school district shall provide for resident pupils of the

board at the grade 9 and 10 level instruction that is acceptable for credit towards a secondary school graduation diploma, except where the board provides daily transportation or reimbursement for board, lodging and transportation once a week for such pupils, to another school where such instruction is provided.

(2) An elementary school board whose area of jurisdiction is within a secondary school district may provide for its resident pupils at the grade 9 and 10 level instruction that is acceptable for credit towards a secondary school graduation diploma. O. Reg. 704/78, s. 8.

#### CONTINUING EDUCATION CLASSES

9.—(1) The course of study for a continuing education class, the number of times that a continuing education class shall be held each week and the length of time per session of each continuing education class shall be determined by the board or boards establishing the continuing education class except that an elementary school board may offer continuing education classes only in courses of study that the board is authorized or required to provide in its day school program in the primary, junior and intermediate divisions.

(2) Notwithstanding subsection (1), an elementary school board may offer as a subject at the primary division, junior division and intermediate division level in its continuing education classes, a language other than English or French.

(3) The accommodation and equipment of a day school may be used for a continuing education class.

(4) The requirements for a continuing education class are the same as the requirements for day schools under the Act and the regulations in respect of,

- (a) the management of classes;
- (b) the admission and discipline of pupils;
- (c) subject to subsection (5), the duties and qualifications of and the requirements for teachers and principals;
- (d) the textbooks to be used; and
- (e) the granting of credits.

(5) A board may employ a person who is not a teacher to teach in a continuing education class a course that is not to be recognized for credit provided such person holds qualifications acceptable to the board for such employment.

(6) The principal of a day school shall be the principal of the continuing education classes in his school unless the board appoints as principal

thereof another person who holds the appropriate principal's qualifications set out in section 10.

(7) Two or more boards may jointly establish continuing education classes in a school or schools operated by one or more of the boards concerned and determine where such classes shall be conducted. O. Reg. 704/78, s. 9.

#### QUALIFICATIONS FOR PRINCIPALS AND VICE-PRINCIPALS

10.—(1) The principal and vice-principal of a school having an enrolment greater than 125 shall each be a teacher who,

- (a) holds or is deemed to hold, under Regulation 269 of Revised Regulations of Ontario, 1980, principal's qualifications; or
- (b) holds a certificate that is referred to in section 45 of Regulation 269 of Revised Regulations of Ontario, 1980 and that qualifies him as principal of such school, or is deemed under section 46 thereof to hold a certificate that so qualifies him,

and, in the case of a school,

- (c) in which English is the language of instruction; or
- (d) that is established under Part XI of the Act and in which French is the language of instruction,

shall each be a person who is eligible to teach in such school under subsection (5), (6) or (7), as the case may be, of section 20. O. Reg. 469/79, s. 1.

(2) Notwithstanding subsection (1), where a teacher who does not hold the degree of Bachelor of Arts or Bachelor of Science from an Ontario university or a degree that the Minister considers equivalent thereto was, prior to the 1st day of September, 1961, employed by a board as principal or vice-principal of an elementary school that had an enrolment of 300 or more pupils, he shall be deemed to be qualified as principal or vice-principal, as the case may be, of any elementary school operated by that board or its successor board.

(3) Notwithstanding subsection (1), where a teacher who does not hold the qualifications referred to in subsection (1),

- (a) was employed by a board prior to the 1st day of September, 1972 as principal of an elementary school that had an enrolment of 300 or more pupils and is employed by such board as principal of an elementary school on the date this Regulation comes into force;
- (b) was employed by a board on the 1st day of September, 1978 as vice-principal of an

elementary school that had an enrolment on the last school day in April, 1978 of 300 or more pupils; or

- (c) was employed by a board on the 1st day of September, 1978 as principal or vice-principal of an elementary school that had an enrolment on the last school day in April, 1978 that was greater than 125 and less than 300,

such teacher shall be deemed to be qualified as principal or vice-principal, as the case may be, of any elementary school operated by that board or its successor board.

(4) A board may appoint a person who holds the qualifications required by subsection (1) as a supervising principal to supervise the administration of two or more elementary schools operated by the board and such person shall be subject to the authority of the appropriate supervisory officer.

(5) A supervising principal may be principal of one of the schools of which he is supervising principal provided he is not principal of any other school.

(6) Notwithstanding subsection (1), a teacher who, before the 1st day of September, 1970 held the necessary qualifications as principal of a secondary school continues to be qualified as principal or vice-principal of a secondary school. O. Reg. 704/78, s. 10 (2-6).

11.—(1) The principal and vice-principal of a school for trainable retarded children having an enrolment greater than 100 or of a school in which there are classes for trainable retarded children and the enrolment in such classes is greater than 100 shall each be a teacher who,

- (a) holds or is deemed to hold, under Regulation 269 of Revised Regulations of Ontario, 1980, principal's qualifications, or holds a certificate referred to in section 45 of such Regulation or is deemed to hold such certificate under section 46 thereof; and
- (b) holds an additional qualification in special education as recorded on his Ontario Teacher's Qualifications Record Card. O. Reg. 469/79, s. 2.

(2) The principal of an elementary or secondary school that includes one or more classes for trainable retarded children shall be the principal of such classes, and the vice-principal of such a school shall be the vice-principal of such classes except where a vice-principal is appointed to be in charge of such classes exclusively.

(3) Notwithstanding subsection (1), where a teacher who does not hold the qualifications referred to in subsection (1) was, on the 1st day of September, 1978 employed by a board as principal or vice-principal of a

school for trainable retarded children having an enrolment greater than 100 or of a school in which there are classes for trainable retarded children and the enrolment in such classes is greater than 100, he shall be deemed to be qualified as principal or vice-principal, as the case may be, of a school for trainable retarded children or of a school in which there are classes for trainable retarded children the enrolment in which is greater than 100 that is operated by that board or its successor board. O. Reg. 704/78, s. 11 (2, 3).

#### DUTIES OF PRINCIPALS

12.—(1) The principal of a school is in charge of the management and discipline of the school and, subject to the approval of the appropriate supervisory officer, is in charge of the organization of the school.

(2) In addition to his duties under the Act, the principal of a school shall,

- (a) supervise the instruction in the school and advise and assist any teacher, in co-operation with the teacher in charge of the organizational unit or program in which the teacher teaches;
- (b) make allowance in the timetable for duties required of teachers in charge of organizational units or programs and for special duties required of any teacher;
- (c) assign duties to vice-principals and to teachers in charge of organizational units or programs;
- (d) hold meetings of the teachers to discuss matters relating to the management and organization of the school;
- (e) make recommendations to his board respecting any additions or alterations that he considers necessary to the school building;
- (f) inspect the school premises regularly and report promptly to his board,
  - (i) any repairs to the school that are required, and
  - (ii) any lack of attention on the part of the building maintenance staff of the school;
- (g) instruct pupils in the care of the school premises;
- (h) make provision for adequate supervision during the period determined by his board under subsection 3 (8), and for the supervising and conducting of any other school activity authorized by his board;
- (i) exercise control over the amount of homework assigned to pupils;
- (j) assign suitable quarters for pupils to eat lunch;
- (k) report to his board in writing, on its request, on the effectiveness of members of the teaching staff;
- (l) recommend to his board,
  - (i) the appointment and promotion of teachers, and
  - (ii) the demotion or dismissal of a teacher whose work or attitude is unsatisfactory, but only after warning the teacher in writing, giving him assistance and allowing him a reasonable time to improve;
- (m) submit to his board an annual budget for supplies and equipment;
- (n) report promptly any serious neglect of duty or infraction of the school rules by a pupil to the parent where the pupil is a minor and otherwise to the pupil;
- (o) issue a statement of progress to a pupil withdrawing from the school or to the parent of such pupil where the pupil is a minor;
- (p) provide for the guiding and counselling of pupils with respect to their duties, the courses of study and, where applicable, the vocations or future educational programs to which the courses of study lead and the requirements for admission thereto;
- (q) promote and maintain close co-operation with the residents and, where applicable, the industry and business, of the community;
- (r) provide for the placement of pupils eligible for admission; and
- (s) where it is proposed to administer to a pupil an individual psychological examination or test, obtain written permission therefor from the parent of the pupil where the pupil is a minor, and otherwise from the pupil.

(3) Where two or more schools operated by a board jointly occupy or use in common a school building or school grounds, the board shall designate which principal has authority over those parts of the



building or grounds that the schools occupy or use in common.

(4) Where, after reasonable notice by the principal, a pupil who is an adult, or the parent of a pupil who is a minor, fails to provide the supplies required by the pupil for a course of study, the principal shall promptly notify his board.

(5) A principal shall transmit his reports and recommendations to his board through the appropriate supervisory officer. O. Reg. 704/78, s. 12.

#### VICE-PRINCIPALS

**13.—(1)** A board may appoint one or more vice-principals for a school.

(2) A vice-principal shall perform such duties as are assigned to him by the principal.

(3) In the absence of the principal of a school, a vice-principal, where a vice-principal has been appointed for the school, shall be in charge of the school and shall perform the duties of the principal. O. Reg. 704/78, s. 13.

#### PRINCIPALS, VICE-PRINCIPALS AND TEACHERS IN CHARGE OF SCHOOLS AND CLASSES ESTABLISHED UNDER PART XI OF THE ACT

**14.—(1)** Where, under section 258 of the Act, more than two classes where French is the language of instruction are established in an elementary school, and the enrolment for such classes does not exceed 125, the board that operates the school shall appoint one of the teachers of such classes or a teacher who holds the qualifications required to teach such classes to be responsible to the principal for the program of education in such classes.

(2) Where the enrolment in classes established in a secondary school under section 261 of the Act is more than 75 but not more than 200 pupils, the board that operates the school shall appoint one of the teachers of such classes or a teacher who holds the qualifications required to teach such classes to be responsible to the principal for the program of education in such classes.

(3) Where, in a secondary school, the enrolment in the classes referred to in subsection (2) is more than 200 pupils, the board shall appoint for such school a vice-principal who is qualified to teach in such classes and who shall be responsible to the principal for the program of education in such classes.

(4) Notwithstanding subsections (1), (2) and (3), where a teacher who does not hold the qualifications referred to in such subsections was, on the 8th day of September, 1978, employed by a board as a teacher or vice-principal, as the case may be, to carry out the

responsibility referred to in such subsections, he shall be deemed to be qualified for such position in any elementary or secondary school, as the case may be, operated by that board or its successor board.

(5) Subsections (1) to (4) apply with the necessary modifications to schools or classes for English-speaking pupils established under sections 258 and 272 of the Act. O. Reg. 704/78, s. 14.

#### TEACHERS IN CHARGE OF ORGANIZATIONAL UNITS

**15.—(1)** The organization of a secondary school shall be by departments or other similar organizational units.

(2) A board shall appoint for each organizational unit of a secondary school a teacher to direct and supervise, subject to the authority of the principal, such organizational unit.

(3) Notwithstanding the manner in which a secondary school is organized, where a program of business studies is offered in a secondary school, the board that operates the school shall appoint a teacher to be in charge of such program, subject to the authority of the principal.

(4) Notwithstanding the manner in which a secondary school is organized, where a program of technological studies is offered in a secondary school, the board that operates the school shall appoint a teacher to be in charge of such program, subject to the authority of the principal.

(5) A teacher appointed under subsection (2), (3) or (4) shall not be appointed to be in charge of more than one organizational unit.

(6) A teacher appointed under subsection (2), (3) or (4) shall hold specialist or honour specialist qualifications in one or more of the subjects taught in the organizational unit for which the teacher is appointed. O. Reg. 704/78, s. 15.

**16.—(1)** The organization of an elementary school may be by divisions or similar organizational units.

(2) A board may appoint for each organizational unit of an elementary school a teacher to direct and supervise such organizational unit subject to the authority of the principal of the school.

(3) A teacher appointed under subsection (2) shall hold additional qualifications in respect of the organizational unit for which he is appointed and such other professional qualifications as may be required by his board. O. Reg. 704/78, s. 16.

#### DUTIES OF TEACHERS IN CHARGE OF ORGANIZATIONAL UNITS

**17.—(1)** In addition to his duties as a teacher under the Act and this Regulation, a teacher appointed under section 15 or 16 shall,

- (a) assist the principal, in co-operation with the teachers in charge of other organizational units or programs, in the general organization and management of the school;
- (b) assist the principal,
  - (i) in planning additions or alterations to school buildings, and
  - (ii) in recommending appointments to the teaching staff of his organizational unit or program;
- (c) be responsible to the principal for the organization and direction of his organizational unit or program;
- (d) co-ordinate and supervise the planning for his organizational unit or program;
- (e) retain on file up-to-date copies of outlines of courses of study for his organizational unit or program, with sufficient detail to permit the effective co-ordination of the courses of study;
- (f) assist teachers in his organizational unit or program in improving their methods of instruction;
- (g) assist teachers in his organizational unit or program in maintaining proper standards for instruction and keeping adequate records of the work and achievement of pupils;
- (h) call meetings of the teachers in his organizational unit or program to discuss matters relating to the organizational unit or program and to exchange ideas on problems encountered in teaching;
- (i) prepare an annual budget for supplies and equipment for his organizational unit or program and submit such budget to the principal;
- (j) requisition, through the principal, equipment and supplies for his organizational unit or program;
- (k) maintain a current inventory of the equipment in his organizational unit or program;
- (l) be responsible for the maintenance and care of equipment and supplies in his organizational unit or program;
- (m) ensure that there is adequate supervision of pupils who are engaged in work that is performed off school property and that is part of his organizational unit or program.

(2) In addition to his duties under subsection (1), a teacher in charge of the program of business studies in a secondary school shall,

- (a) recommend to the principal time-table allotments with respect to the courses of such program; and
  - (b) establish with the approval of the principal liaison with business and commercial establishments in the area served by the school.
- (3) In addition to his duties under subsection (1), a teacher in charge of the program of technological studies in a secondary school shall,
- (a) recommend to the principal time-table allotments with respect to the courses of such program;
  - (b) establish with the approval of the principal liaison with industry in the area served by the school; and
  - (c) ensure that all reasonable safety procedures are carried out by persons participating in the courses in such program. O. Reg. 704/78, s. 17.

#### SUBJECT AND PROGRAM SUPERVISION AND CO-ORDINATION

**18.—**(1) A board may, in respect of one or more subjects or programs in the schools under its jurisdiction, appoint a teacher to supervise or co-ordinate such subjects or programs or to act as a consultant for the teachers of such subjects or programs, and the persons so appointed shall hold specialist or honour specialist qualifications, if such are available, in one or more of the subjects or programs in respect of which he is appointed.

(2) Notwithstanding subsection (1), a teacher who, on the 8th day of September, 1978 was employed by a board to supervise or co-ordinate a subject or program in its schools or to act as a consultant shall be deemed to be qualified for such position in the schools operated by that board or its successor board. O. Reg. 704/78, s. 18.

**19.—**(1) Subject to the authority of the appropriate supervisory officer, a teacher appointed under section 18 shall assist teachers in the subject or program for which he is appointed in maintaining proper standards and improving methods of instruction.

(2) Where a teacher appointed under section 18 is performing his duties in a school, he is subject to the authority of the principal of that school. O. Reg. 704/78, s. 19.

#### QUALIFICATIONS OF TEACHERS

**20.—**(1) A teacher in a school shall, subject to subsection (2), be a person who holds or is deemed under



Regulation 269 of Revised Regulations of Ontario, 1980, to hold an Ontario Teacher's Certificate and shall, subject to subsections (3), (5) and (6), be assigned or appointed to teach according to a qualification recorded on his Ontario Teacher's Qualifications Record Card or on the record in respect of such teacher held by the Ministry.

(2) A teacher who does not hold and is not deemed under Regulation 269 of Revised Regulations of Ontario, 1980, to hold an Ontario Teacher's Certificate but who,

- (a) is qualified to hold an Ontario Teacher's Certificate except that he is not a Canadian citizen;
- (b) holds a Temporary Letter of Standing or a Provisional Letter of Standing or a Permanent Letter of Standing valid for the teaching of the deaf; or
- (c) holds a certificate or letter of standing referred to in subsection 25 (1) of Regulation 269 of Revised Regulations of Ontario, 1980,

may teach in an elementary or a secondary school in a class, division, school or subject for which his certificate or letter of standing is valid or in which he has received professional education as indicated on his Temporary Letter of Standing or Provisional Letter of Standing. O. Reg. 704/78, s. 20 (1, 2).

(3) Subject to subsections (4), (9), (10) and (12), a teacher whose Ontario Teacher's Qualifications Record Card, or the record in respect of such teacher held by the Ministry, indicates qualifications in the primary division, the junior division, the intermediate division in general studies or the senior division in general studies may, by mutual agreement of the teacher and the principal of a school, with the approval of the board and with due regard for the safety and welfare of the pupils and the provision of the best possible program, be assigned or appointed to teach in a division or a subject in general studies for which no qualification is recorded on his Ontario Teacher's Qualification Record Card or on the record in respect of such teacher held by the Ministry.

(4) Subject to subsections (5), (6), (7) and (8), a teacher who does not hold an acceptable university degree as defined in clause 1 (a) of Regulation 269 of Revised Regulations of Ontario, 1980, shall not be assigned or appointed to teach general studies in a secondary school except that such teacher, if he is qualified to teach in the primary division, the junior division and the intermediate division of an elementary school, may be assigned or appointed to teach general studies to pupils enrolled in a modified level or special vocational program or in a basic level or an occupational program in a secondary school.

(5) A teacher who holds a commercial-vocational qualification may be assigned or appointed to teach the courses in business studies shown on his Ontario

Teacher's Qualifications Record Card or on the record in respect of such teacher held by the Ministry.

(6) A teacher who holds qualifications in technological studies in sewing and dressmaking, or textiles and clothing, or home economics may be assigned or appointed to teach in a secondary school the clothing portion of the home economics or family studies course.

(7) A teacher who holds qualifications in technological studies in food and nutrition or home economics may be assigned or appointed to teach in a secondary school the food and nutrition portion of the home economics or family studies course.

(8) A teacher who holds qualifications in technological studies in vocational art, instrumental music or vocal music may be assigned or appointed to teach art, instrumental music or vocal music, as the case may be, in general studies in a secondary school. O. Reg. 316/80, s. 1.

(9) No teacher shall be assigned or appointed to teach in classes where English is the language of instruction unless he received his basic teacher education in the English language or is otherwise qualified under the regulations for such assignment or appointment.

(10) No teacher shall be assigned or appointed to teach in schools or classes established under Part XI of the Act where French is the language of instruction unless he received his basic teacher education in the French language or is otherwise qualified under the regulations for such assignment or appointment.

(11) Notwithstanding subsections (9) and (10), a teacher who obtained his basic teacher education prior to the 1st day of September, 1980, and who holds qualifications to teach in the intermediate division and the senior division may be assigned or appointed to teach in either or both of such divisions in classes where English or French is the language of instruction. O. Reg. 704/78, s. 20 (5-7).

(12) No teacher shall,

- (a) be assigned or appointed to teach, in any of grades 9, 10, 11, 12 and 13 in any one school year for more than the time required for two courses that are recognized for credit,
  - (i) classes in any one of art, guidance, home economics or family studies, instrumental music, vocal music or physical education, or
  - (ii) classes in or courses that are included in business studies;
- (b) be placed in charge of a school library, a guidance program or a special education program; or
- (c) be assigned or appointed to teach,

- (i) French as a second language,
- (ii) English as a second language,
- (iii) industrial arts or any other course that is included in technological studies, or
- (iv) in a special education program,

unless,

- (d) his Ontario Teacher's Qualifications Record Card or the record in respect of such teacher held by the Ministry indicates that he holds qualifications in the area of responsibility to which he is to be assigned or appointed or of which he is to be placed in charge; or
- (e) he is qualified for such assignment, appointment or placement under subsection (2) or (13) or deemed to be qualified therefor under subsection (14) or (15). O. Reg. 704/78, s. 20 (8); O. Reg. 469/79, s. 3 (1-3).

(13) A teacher in a school or class for trainable retarded children shall,

- (a) have an entry on his Ontario Teacher's Qualifications Record Card or on the record in respect of such teacher held by the Ministry, indicating that he holds qualifications in the area of teaching the trainable retarded; or

- (b) hold one of the following:

1. Elementary Certificate in Teaching Trainable Retarded Children.
2. Intermediate Certificate in Teaching Trainable Retarded Children.
3. Certificate as Teacher of the Trainable Retarded.
4. Provisional or Permanent Letter of Standing valid for the teaching of the trainable retarded. O. Reg. 704/78, s. 20 (9).

(14) A teacher who, on the 8th day of September, 1978, was employed by a board to teach,

- (a) French as a second language or English as a second language in an elementary school or a secondary school; or

- (b) industrial arts in an elementary school,

and is not qualified for such position under subsection (12), shall be deemed to be qualified for such position in the elementary schools or the secondary schools, as the case may be, that are operated by that board or its successor board. O. Reg. 469/79, s. 3 (4), *part.*

(15) The provision of subsection (12) that no teacher shall be assigned or appointed to teach in a special education program unless he holds qualifications in special education shall not apply to teaching classes in general studies or technological studies in a special vocational or an occupational program until the 1st day of September, 1985. O. Reg. 556/80, s. 1.

#### DUTIES OF TEACHERS

21. A teacher shall, in addition to his duties under the Act,

- (a) be responsible for effective instruction, training and evaluation of progress of pupils in the subjects assigned to him and for the management of his class or classes;
- (b) prepare for use in his class or classes such teaching plans and outlines as are required by his principal and the appropriate supervisory officer and submit the plans and outlines to his principal or the appropriate supervisory officer, as the case may be, on request;
- (c) carry out the supervisory duties assigned to him by his principal;
- (d) where his board has appointed teachers under section 15, 16 or 18, co-operate with such teachers and with his principal in securing a suitable selection, arrangement and correlation of the subject matter and learning materials; and
- (e) ensure that the classroom or teaching area is ready for the reception of pupils at least fifteen minutes before the commencement of classes in the school in the morning and, where applicable, five minutes before the commencement of classes in the school in the afternoon. O. Reg. 704/78, s. 21.

#### APPOINTMENT OF UNQUALIFIED PERSONS AS TEACHERS

22.—(1) Subject to subsection (2), a board may, in case of emergency, appoint an unqualified person to teach for not more than ten school days in a school year.

(2) In no case shall a board employ as a teacher a person whose teaching certificate is cancelled or under suspension. O. Reg. 704/78, s. 22.

#### PROFESSIONAL SUPPORT STAFF

23. Psychiatrists, psychologists and other professional support staff employed by a board shall perform under the administrative supervision of the appropriate supervisory officer such duties as are determined by the board and, where such persons are performing their duties in a school, they shall be

subject to the administrative authority of the principal of that school. O. Reg. 704/78, s. 23.

#### REQUIREMENTS FOR PUPILS

24.—(1) A pupil shall,

- (a) attend classes punctually and regularly;
- (b) exercise self-discipline;
- (c) accept such discipline as would be exercised by a kind, firm and judicious parent;
- (d) be clean in his person and habits, diligent in his studies, courteous to his fellow pupils and obedient and courteous to teachers; and
- (e) take such tests and examinations as are required by or under the Act.

(2) When a pupil returns to school after an absence, his parent or, where the pupil is an adult, the pupil, shall, orally or in writing as the principal requires, give the reason for the absence.

(3) A pupil may be temporarily absent from school at any time at the oral or written request of his parent or, where the pupil is an adult, at the request of the pupil, and in either case with consent of the principal.

(4) Where the principal believes that an unjustifiable use is being made of the privilege referred to in subsection (3), he shall promptly notify the board and inform the parent or, where the pupil is an adult, inform the pupil, of such notification.

(5) Every pupil is responsible to the principal of the school that he attends for his conduct,

- (a) on the school premises;
- (b) on out-of-school activities that are part of the school program; and
- (c) while travelling on a school bus that is owned by, or on a school bus or bus that is under contract to a board. O. Reg. 704/78, s. 24.

#### DAMAGE TO SCHOOL PROPERTY

25. Where a pupil damages, destroys, loses or misappropriates school property and the pupil or his parent does not compensate the board therefor within a reasonable time, the principal of the school shall report the matter to his board. O. Reg. 704/78, s. 25.

#### ADVERTISEMENTS AND ANNOUNCEMENTS

26. No advertisement or announcement shall be placed in a school or on school property or distributed

or announced to the pupils on school property without the consent of the board that operates the school except announcements of school activities. O. Reg. 704/78, s. 26.

#### SUPERVISION

27. The appropriate supervisory officer, in addition to his duties under the Act may, during his visit to a school, assume any of the authority and responsibility of the principal of the school. O. Reg. 704/78, s. 27.

#### RELIGIOUS EXERCISES AND RELIGIOUS EDUCATION IN THE PUBLIC SCHOOLS

28.—(1) A public school shall be opened or closed each school day with religious exercises consisting of the reading of the Scriptures or other suitable readings and the repeating of the Lord's Prayer or other suitable prayers.

(2) The readings and prayers that form part of the religious exercises referred to in subsection (1) shall be chosen from a list of selections approved for such purpose by the board that operates the school where the board approves such a list and, where the board does not approve such a list, the principal of the school shall select the readings and prayers after notifying the board of his intention to do so, but his selection is subject to revision by the board at any time.

(3) The religious exercises under subsection (1) may include the singing of one or more hymns.

(4) Two periods per week of one-half hour each, in addition to the time assigned to religious exercises at the opening or closing of a public school, shall be devoted to religious education.

(5) Religious education shall be given immediately after the opening of a public school or immediately before the closing of school in either the morning or the afternoon session.

(6) Instruction in religious education shall be given by the teacher and issues of controversial or sectarian nature shall be avoided.

(7) By resolution of a board, a clergyman or clergymen of any denomination, or a lay person or lay persons selected by the clergyman or clergymen, may give religious instruction in a school of the board in lieu of a teacher or teachers.

(8) Where two or more clergymen of different denominations, or lay persons selected by the clergymen, upon written application to the board, secure permission under subsection (7) to give religious instruction in the same school, the principal of the school, by resolution of the board, shall arrange for such accommodation within the school and such times within the periods referred to in subsection (5) as are agreeable to both the principal and the clergymen or the lay persons selected by the clergymen.



(9) Where the number of rooms in a public school is insufficient to meet the needs of the groups organized for religious instruction under subsection (7) or (8), the principal of the school, by resolution of the board, may arrange for additional accommodation elsewhere.

(10) No pupil shall be required to take part in any religious exercises or be subject to any instruction in religious education where his parent or, where the pupil is an adult, the pupil applies to the principal of the school that the pupil attends for exemption of the pupil therefrom.

(11) In public schools without suitable waiting rooms or other similar accommodation, if the parent of a pupil or, where the pupil is an adult, the pupil applies to the principal of the school for the exemption of the pupil from attendance while religious exercises are being held or religious education given, such request shall be granted.

(12) Where a parent of a pupil, or a pupil who is an adult, objects to the pupil's taking part in religious exercises or being subject to instruction in religious education, but requests that the pupil remain in the classroom during the time devoted to religious exercises or instruction in religious education, the principal of the school that pupil attends shall permit the pupil to do so, if he maintains decorous behaviour.

(13) If, because of his right to be absent from religious exercises or instruction in religious education, any pupil is not present in the classroom during the periods specified for religious exercises or instruction in religious education, his absence shall not be considered a contravention of the rules of his school.

(14) A teacher claiming exemption from the teaching of religious education as prescribed by this section shall notify his board to that effect in writing, and the board shall make such other provision as is necessary to implement this section with respect to the teaching of religious education.

(15) The Minister may grant to a board exemption from the teaching of religious education in any classroom or school if the board requests in writing the exemption and submits reasons for its request.

(16) The appropriate supervisory officer shall each year bring the provisions of this section to the attention of the board or boards in respect of which he has jurisdiction. O. Reg. 704/78, s. 28.

#### RELIGIOUS EXERCISES AND RELIGIOUS EDUCATION IN THE SECONDARY SCHOOLS

29.—(1) A secondary school shall be opened or closed each school day with religious exercises consisting of the reading of the Scriptures or other suitable readings and the repeating of the Lord's Prayer or other suitable prayers.

(2) The readings and prayers that form part of the religious exercises referred to in subsection (1) shall be chosen from a list of selections approved for such purpose by the board that operates the school where the board approves such a list and, where the board does not approve such a list, the principal of the school shall select the readings and prayers after notifying the board of his intention to do so, but his selection is subject to revision by the board at any time.

(3) As part of the religious exercises, a board may direct,

- (a) its teachers and pupils to read Scripture passages at the close of the school day; and
- (b) its principals to suggest Bible passages to be memorized by the pupils.

(4) A clergyman or any person selected by him may be authorized by resolution of a board to give instruction in religious education in a school to pupils of his own denomination at a time during the school day allotted by the principal of the school but the time so allotted by the principal shall not exceed one hour a week for any one class.

(5) The clergymen of a number of denominations may be authorized by resolution of a board to select a lay person to give instruction in religious education in a school to the pupils of those denominations at such times during the school day as are allotted by the principal of the school but the times so allotted by the principal shall not exceed one hour a week for any one class.

(6) Where,

- (a) more than one clergyman obtains the permission of a board under subsection (5) to give religious instruction; and
- (b) the school accommodation is insufficient for the instruction to be given at the same time,

the board shall, by resolution, determine the day of the week that accommodation will be available for each denomination.

(7) Religious instruction in a secondary school shall be given in the school building.

(8) Where a parent of a pupil or, where the pupil is an adult, the pupil objects to the pupil's taking part in religious exercises or being subject to instruction in religious education, the pupil may leave the classroom during the exercises or instruction or remain in the classroom, whichever the parent, or the pupil, as the case may be, directs.

(9) Before a teacher, clergyman or lay person selected by the clergyman commences a religious exercise, a pupil on whose behalf an objection has been made shall be allowed to leave the classroom.

(10) A teacher claiming exemption from the teaching of religious education as prescribed by this section shall notify his board to that effect in writing, and the board shall make such other provision as is necessary to implement this section with respect to the teaching of religious education.

(11) No religious emblem of a denominational nature shall be exhibited in a secondary school during school hours, except during the time allotted by the principal to religious instruction. O. Reg. 704/78, s. 29.

#### SPECIAL EDUCATION PROGRAMS AND SERVICES

**30.**—(1) In this section and in sections 31 and 32, “committee” means a Special Education Program Placement and Review Committee.

(2) Where a board establishes special education programs and special education services under the Act, it shall,

- (a) establish procedures and criteria governing the placement of an exceptional pupil and the review of such placement;
- (b) establish one or more Special Education Program Placement and Review Committees and determine the jurisdiction of each committee so established;
- (c) ensure that in the establishment of procedures under clause *a* provision is made for,
  - (i) a health assessment,
  - (ii) a psychological assessment where considered necessary by the committee, subject to clause 12 (2) (s),
  - (iii) consideration by a committee established under clause (b), and
  - (iv) consultation with the pupil, insofar as is possible, and his parent;
- (d) obtain written permission of the parent and where the pupil is an adult, written permission of the pupil, prior to placement of a pupil in a special education program;
- (e) provide that there be a continual evaluation of the program of each exceptional pupil;
- (f) provide for a review by the committee of the placement of each exceptional pupil at least once in every year to ensure that the program is appropriate for the needs and capabilities of the pupil;
- (g) determine the location for each special education program, and the special education services to be provided;

(h) provide such special furniture, equipment and materials as are necessary for an exceptional pupil to benefit from the special education program; and

(i) print and make available copies of the procedures and criteria established under clause (a) and the maximum enrolments established in section 35. O. Reg. 704/78, s. 30.

**31.**—(1) A committee shall consist of such number of members, not fewer than three, as the board that establishes the committee may determine, all of whom shall be appointed by the board and one of whom shall be a supervisory officer or a person designated by him.

(2) Where a program placement or review is in reference to a trainable retarded child or a secondary school exceptional pupil, the committee shall include, in addition to the members appointed under subsection (1), a supervisory officer employed by one of the separate school boards whose jurisdiction includes part of the school division or, where no such separate school board employs a supervisory officer, a provincial supervisory officer, and a supervisory officer who is included in the committee under this subsection shall be deemed to be a member of the committee in respect of such program placement or review. O. Reg. 704/78, s. 31.

**32.**—(1) In this section, “withdrawal program” means a program of specialized instruction for exceptional pupils who otherwise attend regular classes that is provided,

- (a) for a period that includes not more than half the classroom time of the pupils;
- (b) either in the regular classrooms of the pupils or by withdrawing the pupils from their regular classrooms for the program; and
- (c) by a teacher who holds qualifications in special education.

(2) The placement of an exceptional pupil in an elementary or secondary school special education program, except a pupil in a withdrawal program, shall be considered by a committee, and the committee, in accordance with the procedures and criteria established by the board, shall determine the placement of the pupil and shall, at least once in every year, review such placement and, subject to subsection (5), make any change that the committee considers should be made in the program or placement of the pupil.

(3) Where a pupil has been placed in a special education program, the parent of the pupil or, where the pupil is an adult, the pupil shall be advised that,

- (a) there shall be a review, at least once in every year, of the placement of the pupil; and



- (b) the parent or the pupil, as the case may be, may at any time apply in writing to the chief executive officer of the board, or to the secretary of the board where the board has no chief executive officer, for a review of the placement of the pupil by a committee, and shall state in his application the reasons for requesting the review.

(4) Upon receipt of an application under clause (3) (b), the chief executive officer or the secretary of the board, as the case may be, shall forward the application to the appropriate committee, which shall review the placement of the pupil and, within thirty days after receipt of the application by the chief executive officer or the secretary, determine what change, if any, shall, subject to subsection (5), be made in the program or placement of the pupil and notify the applicant of the determination.

(5) No major change shall be made in the program or placement of a pupil in a special education program without the written permission of the parent of the pupil and, where the pupil is an adult, without the written permission of the pupil. O. Reg. 704/78, s. 32.

33. Notwithstanding any age requirement that may be included in the criteria established under clause 30 (2) (a), a hearing-handicapped child who has attained the age of two years may be admitted to a special education program for the hearing-handicapped. O. Reg. 704/78, s. 33.

34. A board may authorize a principal to arrange for home instruction to be provided for a pupil where,

- (a) medical evidence that the pupil cannot attend school is provided to the principal; and
- (b) the principal is satisfied that home instruction is required. O. Reg. 704/78, s. 34.

35.—(1) The maximum enrolment in a special education class shall depend upon the extent of the exceptionalities of the pupils in the class and the special education services that are available to the teacher, but in no case shall the enrolment exceed,

- (a) in a class for pupils who are emotionally disturbed or socially maladjusted, for pupils who have learning disabilities, or for pupils who are younger than compulsory school age and have impaired hearing, eight pupils;
- (b) in a class for pupils who are blind, for pupils who are deaf, for pupils who are trainable retarded children, or for pupils with speech and language disorders, ten pupils;
- (c) in a class for pupils who are hard of hearing, for pupils with limited vision, or for pupils with orthopaedic or other physical handicaps, twelve pupils;
- (d) in a class for pupils who are educable retarded children, twelve pupils in the primary division and sixteen pupils in the junior and intermediate divisions;
- (e) after the 1st day of September, 1981, in a class in general studies for pupils who are in a special vocational or an occupational program, twenty pupils;
- (f) after the 1st day of September, 1981, in a class in technological studies for pupils who are in a special vocational or an occupational program, sixteen pupils;
- (g) in an elementary school class for pupils who are gifted, twenty-five pupils; and
- (h) in a class for aphasic or autistic pupils, or for pupils with multiple handicaps for whom no one handicap is dominant, six pupils. O. Reg. 704/78, s. 35 (1); O. Reg. 469/79, s. 4.

(2) The maximum case load for a teacher of exceptional pupils who are hospitalized or for whom home instruction is provided shall be eight pupils.

(3) The maximum case load for a speech correction teacher shall be 150 pupils. O. Reg. 704/78, s. 35 (2, 3).

## REGULATION 263

under the Education Act

### FEES FOR MINISTRY COURSES

1. In this Regulation, "course" means a course provided by the Ministry leading to,

- (a) the Program Development and Implementation qualification;
- (b) the Program Supervision and Assessment qualification; and
- (c) the Principal's Refresher Course qualification. O. Reg. 749/80, s. 1.

2. Subject to section 3, the total fee to be paid for a course shall be \$225 which shall be made up of a non-refundable registration fee of \$25 and a tuition fee of \$200. O. Reg. 749/80, s. 2.

3.—(1) Where a person who has applied to take a course does not commence the course, no tuition fee is payable, and any tuition fee received for the course by or on behalf of such person shall be refunded to the person who paid it.

(2) Where a person who has commenced a course withdraws from the course during the first week thereof and gives notice in writing to the Ministry of his withdrawal, the tuition fee payable by or on behalf of such

person shall be \$50 and any amount of tuition fee in excess of \$50 that was paid for the course by or on behalf of such person shall be refunded to the person who paid it.

(3) Notwithstanding subsection (2), where a person who has commenced a course withdraws from the course because of,

- (a) medical reasons evidenced by the certificate of a medical doctor; or
- (b) compassionate grounds acceptable to the Minister,

the tuition fee payable by or on behalf of such person shall be nil if the withdrawal is during the first week of the course and shall be reduced by \$50 for each full week of the course that is subsequent to the withdrawal if the withdrawal is during the second or any subsequent week, and the appropriate amount shall be refunded to the person who paid the fee for the course.

(4) The fee to be paid under this Regulation by or on behalf of a teacher, principal or supervisory officer who was on active service in His or Her Majesty's forces in World War II or the Korean War and who produces proof of such services shall be nil. O. Reg. 749/80, s. 3.



## REGULATION 264

under the Education Act

### FEEs FOR TRANSCRIPTS AND STATEMENTS OF STANDING AND FOR DUPLICATES OF DIPLOMAS, CERTIFICATES AND LETTERS OF STANDING

1. The fee for a transcript of standing, or for a duplicate of a diploma or certificate, obtained in Ontario by a pupil, is \$10. O. Reg. 725/79, s. 1.
2. The fee for a duplicate of an Ontario Teacher's Certificate is \$25. O. Reg. 725/79, s. 2.
3. The fee for a duplicate of a letter of standing, or of a certificate of qualification as a teacher other than an Ontario Teacher's Certificate, is \$10. O. Reg. 725/79, s. 3.
4. The fee for the preparation by the Ministry, on the request of a teacher, of a statement of standing obtained, and a description of courses completed, at a teacher education institution in Ontario is \$10. O. Reg. 725/79, s. 4.





## REGULATION 265

under the Education Act

### THE JAMES BAY LOWLANDS SECONDARY SCHOOL BOARD

#### 1. In this Regulation,

- (a) "board" means The James Bay Lowlands Secondary School Board;
- (b) "elector", in respect of an area for which one or more members of the board are to be elected, means a person who is the owner or tenant of property in, or a resident of, such area and who is a Canadian citizen or other British subject and of the full age of eighteen years;
- (c) "equalized assessment" for a municipality or a locality means the assessment upon which taxes are levied in the municipality or locality, as the case may be, in the year for which the apportionment is made as adjusted by the latest assessment equalization factor applicable thereto that is provided by the Minister. O. Reg. 379/76, s. 1.

2. The James Bay Lowlands Secondary School Board is continued and has jurisdiction in The James Bay Lowlands Secondary School District described in the Schedule. O. Reg. 379/76, s. 2, *revised*.

3.—(1) Subject to subsection (2), the board shall be composed of four members of whom,

- (a) two shall be elected by and from among the electors in respect of the mainland portion of the geographic townships of Caron, Horden and Moose;
- (b) one shall be elected by and from among the electors in respect of the islands in the Moose River that form part of the secondary school district except the portion of Factory Island that is an Indian Reserve; and
- (c) one shall be elected by and from among the electors of the Moose Band in respect of Indian Reserves 1 and 68.

(2) Where the board has agreed to negotiate an agreement under subsection 165 (1) of the Act to provide tuition for Indian pupils,

- (a) from the Attawapiskat Band, the council of the Attawapiskat Band may appoint as a member of the board a member of the Band from Indian Reserve 91 or 91A if the

council of the Attawapiskat Band passes a resolution requesting a member on the board and forwards a copy thereof to the secretary of the board;

- (b) from the Kashechewan community, the council of the Albany Band may appoint as a member of the board a member of the Band from the Kashechewan community of Indian Reserve 67 if the council of the Albany Band passes a resolution requesting a member on the board from the Kashechewan community and forwards a copy thereof to the secretary of the board; or
- (c) from the Fort Albany community, the council of the Albany Band may appoint as a member of the board a member of the Band from the Fort Albany community of Indian Reserve 67 if the council of the Albany Band passes a resolution requesting a member on the board from the Fort Albany community and forwards a copy thereof to the secretary of the board,

and a member appointed under this subsection is in addition to the number of members of the board provided for in subsection (1), and the term of office of such member terminates on the same date as the term of office of the elected members. O. Reg. 379/76, s. 4.

4.—(1) In addition to the disqualifications set out in the Act, a person is not qualified to be elected or to act as a member of the board who is a member of, or the secretary-treasurer of, The Moosonee Development Area Board.

(2) A member of the board who ceases to be an elector in respect of the area for which he was elected is thereupon disqualified to act as a member of the board. O. Reg. 379/76, s. 6.

5.—(1) Meetings shall be held in the year 1982 and in every second year thereafter on such date in the month of December and at such places and times as the board may determine for the purpose of electing the members of the board referred to in subsection 3 (1). O. Reg. 379/76, s. 7 (1); O. Reg. 828/78, s. 1 (1), *revised*.

(2) The term of office of a member of the board shall be two years commencing on the 1st day of December next following his election to the Board. O. Reg. 828/78, s. 1 (2), *revised*.

(3) Where a vacancy occurs from any cause in the office of an elected member of the board,

the remaining members shall, subject to section 202 of the Act, forthwith hold a new election to fill the vacancy in the manner provided by this Regulation for holding an election of the board, except that the election shall be held only in respect of the area for which the vacancy occurs. O. Reg. 379/76, s. 7 (3).

(4) At least six days before a meeting under this section, the secretary of the board shall post notice of the meeting in two or more of the most prominent places in the area from which one or more members are to be elected at the meeting and shall advertise the meeting in such other manner as the board considers expedient.

(5) A meeting under this section shall be conducted in the manner determined by the electors in respect of the area for which the meeting is held who are present at the meeting, by a presiding officer selected by such electors, but the election of the member or members of the board shall be by ballot, and the minutes of the meeting shall be recorded by a secretary who shall,

- (a) in the case of the meeting to elect the members provided for in clause 3 (1) (a), be the secretary of The Moosonee Development Area Board;
- (b) in the case of the meeting to elect the member provided for in clause 3 (1) (b), be the secretary of The Moose Factory Island Board of Education; and
- (c) in the case of the meeting to elect the member provided for in clause 3 (1) (c), be the chief of the Moose Band or a person designated by him.

(6) If objection is made to the right of a person to vote at a meeting under this section or section 8, the presiding officer shall require the person to make the following declaration:

I.....declare and affirm that,

- 1. I am of the full age of eighteen years.
- 2. I am a Canadian citizen or British subject.
- 3. I have a right to vote at this election (or on the question submitted to this meeting).

and after making such declaration, the person making it may vote.

(7) Subsections 100 (9), (10), (11), (12), (16), (17), (18), (19) and (21) of the Act apply with necessary modifications to a meeting under this Regulation. O. Reg. 379/76, s. 5 (2-5).

6.—(1) The sum required by the board for secondary school purposes in each year shall be apportioned between the Moosonee Development Area and the remainder of The James Bay Lowlands Secondary School District in the ratio of the equalized assessment of the property rateable for secondary school purposes in the Moosonee Development Area to the equalized assessment of such property in the remainder of such secondary school district.

(2) For the purpose of subsection (1), the Moosonee Development Area is deemed to be a municipality and the portion of The James Bay Lowlands Secondary School District that is not in the Moosonee Development Area is deemed to be a locality. O. Reg. 379/76, s. 8.

7.—(1) Subject to subsection (2), subsections 208 (1) and (2) of the Act apply with necessary modifications to the board.

(2) The board may not apply to the Ontario Municipal Board in respect of the issue of debentures for a permanent improvement until such issue has been sanctioned at a special meeting of the electors of The James Bay Lowlands Secondary School District. O. Reg. 379/76, s. 9.

8.—(1) A special meeting of the electors of the secondary school district shall be called by the secretary of the board when directed by the board or upon the request in writing of five such electors, by posting, at least six days before the meeting, notice of the meeting in three or more of the most prominent places in the secondary school district and such notice shall include the date, time, place and objects of the meeting, and the meeting shall be advertised in such other manner as the board considers expedient.

(2) A special meeting under this section shall be conducted in the manner determined by the electors of the secondary school district who are present at the meeting, by a presiding officer selected by such electors and the minutes of the meeting shall be recorded by the secretary of the board. O. Reg. 379/76, s. 10.

#### Schedule

#### THE JAMES BAY LOWLANDS SECONDARY SCHOOL DISTRICT

That part of the Territorial District of Cochrane comprised of the geographic townships of Caron, Horden and Moose and the unsurveyed territory consisting of the islands in the Moose River that are situate in their entirety north of a line formed by the projection easterly of the southerly boundary of the geographic Township of Horden to the westerly limit of Indian Reserve No. 68. O.C. 149/76.

## REGULATION 266

under the Education Act

### LEGISLATIVE GRANTS

1. A sum on account of the legislative grant to a board for educational purposes for any year may be paid to the board prior to the filing of a regulation prescribing the conditions governing the payment of legislative grants for educational purposes for such year provided that the sum so paid is not in excess of thirty per cent of the grant payable to the board for the preceding year. O. Reg. 20/73, s. 1.



## REGULATION 267

under the Education Act

### THE NORTH OF SUPERIOR DISTRICT ROMAN CATHOLIC SEPARATE SCHOOL BOARD

1. The combined separate school zone that is the area of jurisdiction of The North of Superior Combined Roman Catholic Separate School Board is designated as a district combined separate school zone. O. Reg. 957/76, s. 1.

2.—(1) The following municipalities in the Territorial District of Thunder Bay are designated as an area in which the separate school zones whose centres are within the area are united to form a district combined separate school zone:

1. The townships of Dorion, Manitouwadge, Marathon, Nipigon, Schreiber and Terrace Bay and the improvement districts of Nakina and Red Rock.
2. The geographic townships of Lyon, Pic and Stirling. O. Reg. 957/76, s. 2 (1); O. Reg. 235/77, s. 1; O. Reg. 492/78, s. 1; O. Reg. 15/80, s. 1; O. Reg. 651/80, s. 1.

(2) The name designated for the area designated in subsection (1) is "North of Superior District". O. Reg. 957/76, s. 2 (2).

3. The North of Superior District Roman Catholic Separate School Board is exempted from the provisions of subsections 113 (2) to (18) of the Act. O. Reg. 957/76, s. 3.

4. The North of Superior District Roman Catholic Separate School Board shall be composed of nine trustees who shall be elected as follows:

1. Three by the separate school electors of the Township of Manitouwadge.
2. One by the separate school electors of the Township of Nipigon.
3. One by the separate school electors of the Township of Schreiber.
4. Two by the separate school electors of the Township of Terrace Bay.
5. One by the separate school electors of the Improvement District of Nakina.
6. One by the separate school electors of the Improvement District of Red Rock. O. Reg. 957/76, s. 4; O. Reg. 492/78, s. 2.





## REGULATION 268

under the Education Act

### ONTARIO SCHOOLS FOR THE BLIND AND THE DEAF

#### INTERPRETATION

#### 1. In this Regulation,

- (a) "applicant" means an applicant for admission to a School;
- (b) "bursar" means the business administrator of a School;
- (c) "Director" means the Executive Director of the Regional Services Division of the Ministry;
- (d) "Indian" means,
  - (i) an Indian as defined in the *Indian Act* (Canada), or
  - (ii) an Eskimo,

who is not qualified to be a resident pupil of a board;

- (e) "parent" includes a guardian;
- (f) "residence counsellor" means a person employed as a residence counsellor in a School;
- (g) "School" means a school referred to in section 2;
- (h) "Superintendent" means the Superintendent of a School. O. Reg. 555/79, s. 1.

#### DESIGNATIONS

2.—(1) The Ontario School for the Blind, Brantford is designated as The W. Ross Macdonald School.

(2) The Ontario School for the Deaf, Belleville is designated as The Sir James Whitney School.

(3) The Ontario School for the Deaf, Milton is designated as The Ernest C. Drury School.

(4) The Ontario School for the Deaf, London is designated as The Robarts School. O. Reg. 555/79, s. 2.

#### ADMISSIONS

3.—(1) Where an applicant who is not an Indian, or the parent of such applicant, submits to the Superin-

tendent evidence satisfactory to the Superintendent that,

- (a) the applicant will be under the age of twenty-one years on the first day of the school year for which he seeks admission;
- (b) because of a visual or an auditory handicap, or both, as certified by a legally qualified medical practitioner, the applicant is in need of a special educational program in the School;
- (c) if the applicant is under eighteen years of age, the applicant's parent is a resident of Ontario; and
- (d) if the applicant is eighteen years of age or over, the applicant is a resident of Ontario,

the Superintendent shall, subject to subsection (2) and subsection 8 (1), admit the applicant to the School.

(2) An applicant who is qualified to be a resident pupil of a board that operates a day class for the hearing impaired that would be appropriate to the applicant shall not be admitted to an Ontario School for the Deaf except where in the opinion of the Minister the admission is in the best interests of the applicant.

(3) Where an applicant who is not an Indian and who will be twenty-one years of age or over on the first day of the school year for which he seeks admission submits to the Superintendent evidence satisfactory to the Superintendent under clauses (1) (b) and (d), and the Minister approves the admission of the applicant, the Superintendent shall admit the applicant to the School. O. Reg. 555/79, s. 3.

4. Where the minister of education for a province of Canada other than Ontario,

- (a) requests admission for an applicant,
  - (i) whose parent resides in that province or who, being eighteen years of age or over, himself resides in that province,
  - (ii) to whom clause 3 (1) (b) applies, and
  - (iii) who is not inadmissible under subsection 8 (1); and
- (b) agrees to pay such fees as are payable for the instruction and maintenance of the applicant,

and the Minister approves the admission of the applicant, the Superintendent shall admit the applicant. O. Reg. 555/79, s. 4.

5. Where the Minister of Indian Affairs and North-  
ern Development for Canada,

- (a) requests admission for an applicant who,
  - (i) is an Indian to whom clause 3 (1) (b) applies, and
  - (ii) is not inadmissible under subsection 8 (1); and

- (b) agrees to pay such fees as are payable for the instruction and maintenance of the applicant,

and the Minister approves the admission of the applicant, the Superintendent shall admit the applicant. O. Reg. 555/79, s. 5.

6. Where an applicant who is not an Indian and who,

- (a) has not attained the age of eighteen years and whose parent is not a resident of any province of Canada; or
- (b) has attained the age of eighteen years and is not a resident of any province of Canada,

submits to the Superintendent evidence satisfactory to the Superintendent under clause 3 (1) (b), the Superintendent shall, where the Minister approves the admission of the applicant, admit the applicant to the School upon payment of a fee, determined by the Minister, that shall be not greater than the fee payable under section 10 or 11, as the case may be. O. Reg. 555/79, s. 6.

7. Where an applicant is eligible for admission under section 3, 4, 5 or 6, the Superintendent may admit him at any time during the school year provided that accommodation and a program are available. O. Reg. 555/79, s. 7.

8.—(1) An applicant shall not be admitted to a School if he is unable to profit from instruction in a program at the School.

(2) Where, in respect of an applicant, doubt exists as to whether,

- (a) evidence submitted under clause 3 (1) (b) establishes that the applicant is in need of a special educational program; or
- (b) the applicant is able to profit from instruction in a program,

at the School, the admission of the applicant may be for a trial period.

(3) Upon the request of the Superintendent, or of the parent of an applicant, or of an applicant who is eighteen years of age or over, the Minister may appoint a committee to hear and determine any question concerning the eligibility for admission of the applicant. O. Reg. 555/79, s. 8.

#### FEEs

9. No fee is payable in respect of a pupil admitted to a School under section 3. O. Reg. 555/79, s. 9.

10.—(1) The fee payable in a fiscal year on behalf of a pupil who is admitted under section 4 or 5 to a School referred to in subsection 2 (2), (3) or (4) and is in residence at such School shall be equal to the average of the quotients obtained by dividing, for each School,

- (a) the estimated operating costs of the School for such fiscal year, excluding where applicable the estimated costs of extension and resource services, teacher education, daily transportation of pupils, food services for the staff and for pupils who are not in residence, the summer course for parents, the media centre, the program for emotionally disturbed pupils and special projects,

by,

- (b) 425 in the case of The Sir James Whitney School and The Ernest C. Drury School, and 250 in the case of The Robarts School.

(2) The fee payable in a fiscal year on behalf of a pupil who is admitted under section 4 or 5 to a School referred to in subsection 2 (2), (3) or (4) and is not in residence at such School shall be equal to the average of the quotients obtained by dividing, for each School,

- (a) the estimated operating costs of the School for such fiscal year, excluding where applicable the estimated costs of extension and resource services, teacher education, the laundry, residence counsellors and residence operating expenses, food services for the staff and for pupils who are in residence, the summer course for parents, the media centre, the program for emotionally disturbed pupils and special projects,

by,

- (b) 425 in the case of The Sir James Whitney School and The Ernest C. Drury School, and 250 in the Case of The Robarts School. O. Reg. 555/79, s. 10.

11.—(1) Subject to subsection (2), the fee payable in a fiscal year on behalf of a pupil who is admitted under section 4 or 5 to The W. Ross Macdonald School shall be equal to the quotient obtained by dividing by 275 the estimated operating costs of the School for such fiscal year, excluding the estimated costs of the deaf-

blind program, the large-print library and the total stimulation program.

(2) The fee payable in a fiscal year on behalf of a deaf-blind pupil who is admitted under section 4 or 5 to The W. Ross Macdonald School shall be equal to the quotient obtained by dividing,

- (a) the sum of the amounts allocated in the estimates of such School for such fiscal year to salaries of teachers, counsellors and aides in the deaf-blind program and to transportation and communication services and supplies for pupils in such program,

by,

- (b) the number of pupils enrolled in such program on the last school day in June of such fiscal year. O. Reg. 555/79, s. 11.

12. Where in any month a pupil for whom a fee is payable attends a School for only a part of the month, his fee for such month shall be reduced *pro rata*. O. Reg. 555/79, s. 12.

#### TRANSPORTATION

13.—(1) The Superintendent may provide daily transportation to and from a School for pupils of the School who are not in residence at the School.

(2) The Minister may pay all or part of the transportation costs for a pupil admitted to a School under section 3 where the board of which such pupil is qualified to be a resident pupil does not provide transportation to and from the School. O. Reg. 555/79, s. 13.

#### DUTIES OF PUPILS

14. A pupil at a School shall,

- (a) except with the permission of the Superintendent, be in attendance on the first day in the school year and attend classes punctually and regularly during the school year;
- (b) take such tests and examinations as may be required by the Superintendent;
- (c) exercise self-discipline and accept such discipline as would be exercised by a kind, firm and judicious parent;
- (d) be clean in his person and habits, diligent in his studies and courteous to other pupils and to the teaching and non-teaching staff of the School;
- (e) be responsible to the Superintendent for his conduct on the school premises, on out-of-

school activities and programs sponsored by the School and while travelling on a bus under contract to or owned by the Ministry;

- (f) leave the school premises only under conditions specified by the Superintendent; and
- (g) if the pupil is in residence at the School, participate in the programs provided by the residence counsellor for his residence area. O. Reg. 555/79, s. 14.

#### DUTIES OF TEACHERS

15. A person employed to teach at a School shall, in addition to the duties of a teacher under the Act,

- (a) be responsible for effective instruction in the subjects assigned to him by the Superintendent, the management of his classes and the discipline in his classroom;
- (b) co-operate with officials of the Ministry and the Superintendent for the purposes of planning and evaluating the program of instruction;
- (c) make adequate provision in his daily program for the individual differences of the pupils in his classes so that each pupil may experience a reasonable amount of success;
- (d) prepare for use in his class or classes such teaching plans and outlines as are required by the Superintendent and submit the plans and outlines to the Superintendent on request;
- (e) assist in maintaining discipline in the School and in fostering school spirit and morale; and
- (f) carry out such supervisory duties as may be assigned by the Superintendent. O. Reg. 555/79, s. 15.

#### DUTIES OF RESIDENCE COUNSELLORS

16. A residence counsellor shall,

- (a) be responsible for the residence area assigned to him by the Superintendent and provide for the safety, health, comfort and well-being of pupils in such area;
- (b) plan and provide programs to encourage and promote the growth and development of each pupil in his residence area and evaluate such programs;
- (c) make adequate provision for individual differences of the pupils in the programs that he provides;
- (d) record the growth and development of each pupil in his residence area;

- (e) assist in maintaining school spirit, morale and discipline;
- (f) carry out such supervisory duties as may be assigned to him by the Superintendent; and
- (g) co-operate with the Superintendent in all matters affecting the School. O. Reg. 555/79, s. 16.

## PARENTS

17.—(1) There shall be deposited with the bursar a sum of at least \$20.00 to defray the personal incidental expenses of a pupil enrolled in a School.

(2) As a condition of admission of a pupil to a School, the parent of the pupil or the pupil, where he is over eighteen years of age, shall agree,

- (a) to supply on request of the Superintendent personal items necessary to enable the pupil to participate in school programs;
- (b) to provide transportation and escort for the pupil where necessary to ensure regular attendance if such transportation and escort is not otherwise provided;
- (c) to authorize the Superintendent, upon recommendation of the school physician, to arrange in case of emergency for the admission of the pupil to a hospital for treatment or surgery;
- (d) to permit such medical treatment of the pupil as may be recommended by the school physician, subject to any other consent that may be required;
- (e) to guarantee payment for medical and dental services required by the pupil during the school year, except such services that are provided by the School; and
- (f) to notify the Superintendent promptly of the reason for the absence of the pupil.

(3) The parent of a pupil may visit with the pupil at the School in which the pupil is enrolled as authorized by the Superintendent. O. Reg. 555/79, s. 17.

## DUTIES OF SUPERINTENDENT

18. There shall be for each School a Superintendent who shall,

- (a) admit pupils in accordance with this Regulation;
- (b) decide the pupils who shall be in residence at the School and the pupils who shall reside in homes approved by him;

(c) decide the mode of transportation to and from School to be used by a pupil for whom such transportation is provided by the School;

(d) assign pupils to classes and programs;

(e) transfer and promote such pupils as he considers proper;

(f) establish and maintain, and retain, transfer and dispose of, a pupil record in respect of each pupil enrolled in the School, in the manner prescribed by the regulations;

(g) at least once in every calendar year provide for a review of the placement of each pupil to ensure that the program is appropriate for the capabilities and needs of the pupil;

(h) recommend for a Secondary School Graduation Diploma or a Secondary School Honour Graduation Diploma a pupil of the School who has completed the requirements for such diploma;

(i) be in charge of the organization, management and discipline of the School and ensure that proper supervision is maintained at all times;

(j) furnish to the Director, on his request, information on any matter affecting the interests of the School;

(k) arrange for regular inspection of the school premises and report promptly to the Ministry of Government Services any repairs required to be made by that Ministry;

(l) determine the times at which pupils may leave the school premises and the times at which they may be visited at the School;

(m) notify the parent immediately if a pupil becomes seriously ill or requires hospital treatment off the school property;

(n) notify the parent if a pupil damages or destroys school property and request suitable compensation;

(o) hold emergency drill at the School and the residences at least six times during the school year and require that every pupil and staff member take part therein;

(p) report promptly to the local medical officer of health and the Director any cases of infectious or contagious disease in the School; and

(q) report at least once each term the progress of each pupil to his parent, or to the pupil where he is eighteen years of age or over. O. Reg. 555/79, s. 18.

19.—(1) The Superintendent may dismiss a pupil from a School or from a program in the School for a



period not exceeding thirty days because of misconduct, persistent opposition to authority, habitual neglect of duty, the wilful destruction of school property, the use of profane or wilfully insulting language, or conduct injurious to the moral tone of the School or to the physical or mental well-being of others in the School and, where a pupil has been so dismissed, the Superintendent shall notify forthwith in writing the pupil, his teachers, the parent of the pupil and the Director of the dismissal, the reasons therefor and the right of appeal under subsection 2.

(2) The parent of a pupil who has been dismissed under subsection (1), or the dismissed pupil where he is eighteen years of age or over, may, within seven days of the commencement of the dismissal, appeal to the Director against the dismissal, and the Director, after hearing the appeal or where no appeal is made, may remove, confirm or modify the dismissal and, where he considers it appropriate, may order that any record of the dismissal be expunged.

(3) The Director may dismiss a pupil permanently from a School on the ground that his conduct is so refractory that his presence is injurious to other pupils where,

- (a) the Superintendent so recommends;
- (b) the pupil and his parent have been notified in writing of,
  - (i) the recommendation of the Superintendent, and
  - (ii) the right of the pupil where he is eighteen years of age or over, and otherwise of his parent, to make representations at a hearing to be conducted by the Director; and
- (c) such hearing has been conducted.

(4) The parties to a hearing under this section shall be the parent of the pupil, or the pupil where he is eighteen years of age or over, and the Superintendent. O. Reg. 555/79, s. 19.

20.—(1) The Superintendent may discharge a pupil,

- (a) for failure to make progress satisfactory to the Superintendent; or
- (b) where the pupil is no longer in need of a special educational program in the School and another program placement would be more appropriate for the pupil.

(2) Where a pupil has been discharged under subsection (1), the Superintendent shall,

- (a) notify in writing the pupil and the parent of the pupil, of the discharge, the reason therefor and the right of appeal to the Director;

(b) counsel the parent of the pupil, or the pupil where he is eighteen years of age or over, in respect of the opportunities available to the pupil; and

(c) give supportive guidance to the parent and to the pupil where, in the opinion of the Superintendent, such guidance is necessary.

(3) The parent of a pupil who has been discharged under subsection (1), or the discharged pupil where he is eighteen years of age or over, may, within seven days of the discharge, appeal to the Director against the discharge, and the Director, after hearing the appeal or where no appeal is made, may confirm the discharge or order that the pupil be readmitted to the School.

(4) The parties to a hearing under this section shall be the parent of the pupil, or the pupil where he is eighteen years of age or over, and the Superintendent. O. Reg. 555/79, s. 20.

21. A Superintendent may cause a pupil to be sent home because of,

- (a) serious or continued ill-health of the pupil; or
- (b) the need of the pupil for medical treatment, certified by the school physician. O. Reg. 555/79, s. 21.

#### SUPERINTENDENT'S ADVISORY COUNCIL

22.—(1) A Superintendent may establish a Superintendent's Advisory Council for his School to make recommendations to the Superintendent in respect of the organization, administration and government of the School.

(2) A Superintendent's Advisory Council established under subsection (1) shall be composed of at least six persons appointed by the Superintendent, and such Council shall meet at the call of the Superintendent at least twice during each school year.

(3) A member of a Superintendent's Advisory Council is entitled to be reimbursed for his expenses necessarily incurred to attend a meeting of the Superintendent's Advisory Council. O. Reg. 555/79, s. 22.

#### QUALIFICATIONS OF TEACHERS

23.—(1) A teacher employed to teach the deaf at a School shall hold,

- (a) a certificate qualifying him to teach in an elementary school or a secondary school in Ontario or a letter of standing; and
- (b) the Diploma in Deaf Education granted by the Minister or qualifications in education of the deaf that the Minister considers equivalent thereto.

(2) A deaf adult may be employed to teach the deaf at a School if he holds a Permanent Letter of Standing valid for the teaching of the deaf.

(3) A teacher employed to teach the blind at a School shall,

- (a) hold a certificate qualifying him to teach in an elementary school or a secondary school in Ontario or a letter of standing; and
- (b) have completed, or be actively engaged in completing, the requirements for the specialist qualification for teaching the blind, or hold qualifications in education of the blind

that the Minister considers equivalent thereto.

(4) A teacher employed to teach the deaf-blind at a School shall,

- (a) hold a certificate qualifying him to teach in an elementary school or a secondary school in Ontario or a letter of standing; and
- (b) have completed, or be actively engaged in completing, the requirements for the specialist qualification for teaching the deaf-blind, or hold qualifications in education of the deaf-blind that the Minister considers equivalent thereto. O. Reg. 555/79, s. 23.

## REGULATION 269

### under the Education Act

#### ONTARIO TEACHER'S QUALIFICATIONS

##### INTERPRETATION

#### 1. In this Regulation,

(a) "acceptable university degree" means a degree that is,

(i) granted by an Ontario university that is an ordinary member of the Association of Universities and Colleges of Canada,

(ii) granted by a Canadian university in a province other than Ontario that is an ordinary member of the Association of Universities and Colleges of Canada, and is a degree that is considered by the Minister to be equivalent to a degree referred to in subclause (i),

(iii) granted by a university in the United States that is recognized by,

(A) Middle States Association of Colleges and Schools,

(B) New England Association of Schools and Colleges,

(C) North Central Association of Colleges and Schools,

(D) Northwest Association of Schools and Colleges,

(E) Southern Association of Colleges and Schools, or

(F) Western Association of Schools and Colleges,

and is considered by the Minister to be equivalent to a degree referred to in subclause (i), and

(iv) granted by a university that is located in a country other than Canada and the United States and that is considered by the Minister to be equivalent to a degree referred to in subclause (i);

(b) "appropriate supervisory officer" means, in respect of a teacher, the supervisory officer assigned by a board in accordance with the Act and regulations or by the Minister to provide supervisory services in

respect of the performance by the teacher of his duties under the Act and the regulations;

(c) "approved program" means a program approved by the Minister;

(d) "band" and "council of the band" have the same meaning as in the *Indian Act* (Canada);

(e) "candidate" means a candidate for an Ontario Teacher's Certificate, a Letter of Standing or an additional qualification granted under this Regulation;

(f) "Deputy Minister" means the Deputy Minister of Education;

(g) "division" means the primary division, junior division, intermediate division or senior division;

(h) "education authority" means a corporation that is incorporated by two or more bands or councils of bands for the purpose of providing for the educational needs of the members of such bands;

(i) "general studies" means the courses developed from curriculum guidelines that are issued by the Minister for the intermediate division and senior division and listed under a heading other than "Technological Studies" in circular H.S.1. issued by the Ministry;

(j) "holds a degree" means, in respect of a candidate, that he has completed all the requirements for and has been approved for, the granting of a degree, regardless of whether or not the degree has been conferred;

(k) "program of professional education" means a program approved by the Minister and conducted at a college, faculty or school of education in Ontario that includes,

(i) a concentrated study of two divisions, including in the case of the intermediate division and the senior division a minimum of two optional courses of which,

(A) one is from Schedule A and the other from Schedule A or Schedule B,

(B) two are from Schedule C at the basic level, or

- (C) one is from Schedule C at the basic level and the other the same option at the advanced level,
- (ii) studies in education including learning and development throughout the primary, junior, intermediate and senior division,
- (iii) teaching methods designed to meet the individual needs of pupils,
- (iv) the acts and regulations respecting education,
- (v) a review of the curriculum guidelines issued by the Minister related to all of the divisions and a study of curriculum development, and
- (vi) a minimum of forty days of practical experience in schools or in other situations approved by the Minister for observation and practice teaching;
- (I) "technological qualifications" means, in respect of a candidate for the Ontario Teacher's Certificate or a Provisional or Temporary Letter of Standing,
- (i) the holding of the secondary school graduation diploma or the successful completion of courses that are considered by the Minister to be the equivalent of such diploma,
- (ii) proof of his competence in the area or areas of technological studies selected as options in the program of professional education, and
- (iii) one of,
- (A) five years of wage-earning business or industrial experience related to the area or areas of technological studies selected as options in the program of professional education, or
- (B) a combination of education beyond that referred to in subclause (i) and business or industrial experience that totals five years, including at least two years, whenever accumulated, of wage-earning experience related to the area or areas of technological studies selected as options in the program of professional education;
- (m) "technological studies" means the courses developed from curriculum guidelines that are issued by the Minister for the intermediate division and the senior division and listed under the heading "Technological Studies" in circular H.S.1. issued by the Ministry;
- (n) "university course" means a one-year university course beyond the Grade 13 level, or the equivalent of such one-year university course, where the course is part of a program leading to an acceptable university degree;
- (o) "university credit" means a unit of recognition in respect of the successful completion of a university course, such that sixty such university credits are required to complete a four-year university program leading to an acceptable university degree. O. Reg. 407/78, s. 1; O. Reg. 557/80, s. 1.

## PART I

## BASIC QUALIFICATIONS

2. A candidate for the Ontario Teacher's Certificate shall submit to the dean of a college or faculty of education or the director of a school of education in Ontario,

- (a) a certificate of birth or baptism, or other acceptable proof of the date and place of his birth;
- (b) in the case of a candidate who is a married woman who wishes to have her certificate issued in her married name, a certificate of marriage or other acceptable proof that she is the person referred to in the certificate or other document submitted under clause (a);
- (c) a certificate of change of name where applicable;
- (d) evidence satisfactory to such dean or director of his academic or technological qualifications;
- (e) in the case of a person who was not born in Canada, evidence that he is a Canadian citizen or a permanent resident under the *Immigration Act, 1976* (Canada);
- (f) proof of freedom from active tuberculosis. O. Reg. 407/78, s. 2; O. Reg. 557/80, s. 2.

3. Where the dean of a college or faculty of education or the director of a school of education in Ontario reports to the Deputy Minister that a candidate,



- (a) has complied with section 2;
- (b) is a Canadian citizen;
- (c) holds an acceptable university degree or qualifications the Minister considers equivalent thereto, or technological qualifications; and
- (d) has successfully completed a program of professional education,

the Minister may grant to the candidate an Ontario Teacher's Certificate in Form 1, and an Ontario Teacher's Qualifications Record Card in Form 2 that indicates the areas of concentration successfully completed. O. Reg. 407/78, s. 3; O. Reg. 557/80, s. 3.

4.—(1) An entry on an Ontario Teacher's Qualifications Record Card in respect of a program successfully completed in Canada shall indicate by the language in which the entry is recorded whether the program was taken in English or in French.

(2) An entry on an Ontario Teacher's Qualifications Record Card in respect of a program successfully completed out of Canada shall indicate by the language in which the entry is recorded whether the qualification referred to is for teaching in schools and classes where English is the language of instruction or in French-language schools and classes established under Part XI of the Act. O. Reg. 407/78, s. 4.

(3) Notwithstanding sections 8, 16 and 29, qualifications valid in French Language schools and classes established under Part XI of the Act are valid in French Language classes where the teacher is otherwise qualified according to subsection 20 (12) of Regulation 262 of Revised Regulations of Ontario, 1980. O. Reg. 557/80, s. 4.

5. Where the dean of the Faculty of Education of the University of Ottawa or the director of the School of Education of Laurentian University of Sudbury reports to the Deputy Minister that a candidate,

- (a) has complied with section 2;
- (b) is a Canadian citizen;
- (c) has successfully completed at least the requirements for a Secondary School Honour Graduation Diploma including français and either English or anglais; and
- (d) has successfully completed an approved program of teacher education in the French language, with concentration in the primary division and the junior division,

the Minister may grant to the candidate an Ontario Teacher's Certificate in Form 1, and an Ontario Teacher's Qualifications Record Card in Form 2 that indicates the areas of concentration successfully completed. O. Reg. 407/78, s. 5; O. Reg. 557/80, s. 5.

6. Where the dean of a college or faculty of education or the director of a school of education in Ontario reports to the Deputy Minister that a candidate,

- (a) has complied with section 2;
- (b) is of native ancestry;
- (c) holds the requirements for a Secondary School Graduation Diploma or standing the Minister considers equivalent thereto; and
- (d) has successfully completed an approved program of teacher education with concentration in the primary division and the junior division,

the Minister may grant to the candidate an Ontario Teacher's Certificate, in Form 1, and an Ontario Teacher's Qualifications Record Card in Form 2 that indicates the areas of concentration successfully completed. O. Reg. 407/78, s. 6; O. Reg. 557/80, s. 6.

7. Where the dean of a college or faculty of education in Ontario reports to the Deputy Minister that a candidate has met the requirements of clauses 3 (a), (c) and (d) but is not a Canadian citizen, the Minister may grant to the candidate a Temporary Letter of Standing in Form 3 valid for six years in schools and classes where English is the language of instruction. O. Reg. 557/80, s. 7.

8. Where the dean of the Faculty of Education of the University of Ottawa or the director of the School of Education of Laurentian University of Sudbury reports to the Deputy Minister that a candidate has met the requirements of clauses 3 (a), (c) and (d) or clauses 5 (a), (c) and (d), but is not a Canadian citizen, the Minister may grant to the candidate a Temporary Letter of Standing in Form 3a valid for six years in French-language schools and classes established under Part XI of the Act. O. Reg. 557/80, s. 8.

9. Where the holder of a Temporary Letter of Standing granted under section 7, 8 or 13 submits to the Deputy Minister evidence that he is a Canadian citizen, the Minister may grant him an Ontario Teacher's Certificate in Form 1, and an Ontario Teacher's Qualifications Record Card in Form 2 that indicates the areas of concentration successfully completed. O. Reg. 407/78, s. 10.

10. Where the dean of a college or faculty of education or the director of a school of education in Ontario reports to the Deputy Minister that a candidate,

- (a) has complied with section 2;



- (b) holds an acceptable university degree or qualifications the Minister considers equivalent thereto or technological qualifications; and
- (c) has successfully completed the first session of a program of professional education,

the Minister may grant to the candidate a Provisional Letter of Standing, in Form 4 where the session was taken in English and in Form 4a where the session was taken in French. O. Reg. 407/78, s. 11; O. Reg. 557/80, s. 10.

11. For the purposes of section 12, a person who holds a Temporary Elementary School Certificate or a Temporary Secondary School Certificate is deemed to hold a Provisional Letter of Standing granted on the date of his Temporary Elementary School Certificate or his Temporary Secondary School Certificate. O. Reg. 407/78, s. 12.

12.—(1) Where the dean of a college or faculty of education or the director of a school of education in Ontario reports to the Deputy Minister that a person who holds a Provisional Letter of Standing,

- (a) has taught successfully for one school year in Ontario as certified by the appropriate supervisory officer; and
- (b) has successfully completed the second session of a program of professional education where such second session is not the final session of the program,

the Minister may extend the person's Provisional Letter of Standing for one year. O. Reg. 407/78, s. 13 (1); O. Reg. 557/80, s. 11 (1).

(2) Where the dean of a college or faculty of education or the director of a school of education in Ontario reports to the Deputy Minister that a candidate who holds a Provisional Letter of Standing,

- (a) has taught successfully in Ontario, as certified by the appropriate supervisory officer, for one school year after the granting of his Provisional Letter of Standing and after its extension where it was extended;
- (b) has successfully completed the final session of a program of professional education; and
- (c) is a Canadian citizen,

the Minister may grant to the candidate an Ontario Teacher's Certificate in Form 1, and an Ontario Teacher's Qualifications Record Card in Form 2 that indicates the areas of concentration successfully completed. O. Reg. 407/78, s. 13 (2); O. Reg. 557/80, s. 11 (2).

13. Where the dean of a college or faculty of education or the director of a school of education in Ontario

reports to the Deputy Minister that a candidate has met the requirements of clauses 12 (2) (a) and (b) but is not a Canadian citizen, the Minister may grant to the candidate a Temporary Letter of Standing valid for six years in Form 3 where the program of professional education was taken in English, or in Form 3a where such program was taken in French. O. Reg. 557/80, s. 12.

14. An applicant for a Temporary Letter of Standing who completed a teacher education program outside Ontario shall submit to the Director of the Teacher Education Branch of the Ministry with his application,

- (a) the items required to be submitted under section 2;
- (b) evidence of his academic or technological qualifications;
- (c) his teaching certificate and a transcript of his teacher education program;
- (d) a statement from the issuing authority that his teaching certificate has not been suspended or cancelled;
- (e) evidence that he is free to accept employment in Ontario as a teacher; and
- (f) such evidence as the Director may require of successful teaching experience in schools and programs similar to those for which the Temporary Letter of Standing applied for is valid. O. Reg. 97/79, s. 1.

15.—(1) Where an applicant for a Temporary Letter of Standing,

- (a) has complied with section 14;
- (b) has successfully completed in a Canadian province other than Ontario a teacher education program acceptable to the Minister; and
- (c) holds the academic or technological qualifications required for an Ontario Teacher's Certificate,

the Director of the Teacher Education Branch of the Ministry may issue to the applicant a Letter of Eligibility, in Form 5 where the teacher education program was taken in English and in Form 5a where such program was taken in French. O. Reg. 97/79, s. 2, *part*.

(2) Where an applicant who holds a Letter of Eligibility granted under this section submits to the Deputy Minister evidence that he has an offer of a position as a teacher in Ontario from,

- (a) a board;

- (b) a private school;
- (c) the Provincial Schools Authority established under section 2 of the *Provincial Schools Negotiations Act*;
- (d) the Department of Indian Affairs and Northern Development of the Government of Canada; or
- (e) a council of a band or an incorporated education authority established by two or more bands where such council of the band or education authority is authorized by the Crown in right of Canada to provide education for Indians,

and that such offer is subject to his obtaining a Temporary Letter of Standing valid for six years from the date of issue, the Minister may grant to the applicant a Temporary Letter of Standing in Form 3 or Form 3a, as the case may be. O. Reg. 97/79, s. 2, *part*; O. Reg. 557/80, s. 13.

16. Where an applicant for a Temporary Letter of Standing,

- (a) has complied with the requirements of section 14;
- (b) has successfully completed outside Canada a teacher education program acceptable to the Minister; and
- (c) holds the academic or technological qualifications required for an Ontario Teacher's Certificate,

the Director of the Teacher Education Branch of the Ministry may issue to the applicant a Letter of Eligibility in Form 5 or, if the applicant wishes to become qualified to teach in French language schools and classes established under Part XI of the Act, a Letter of Eligibility in Form 5a. O. Reg. 97/79, s. 2, *part*.

17. Where an applicant who holds a Letter of Eligibility issued under section 16 in Form 5 or Form 5a submits to the Deputy Minister evidence that he,

- (a) has an offer of a position as a teacher in Ontario from,
  - (i) a board,
  - (ii) a private school,
  - (iii) the Provincial Schools Authority established under section 2 of the *Provincial Schools Negotiations Act*,
  - (iv) the Department of Indian Affairs and Northern Development of the Government of Canada, or

- (v) a council of a band or an incorporated education authority established by two or more bands where such council of the band or education authority is authorized by the Crown in right of Canada to provide education for Indians,

and such offer is subject to his obtaining a Temporary Letter of Standing; and

- (b) has successfully completed, subsequent to the date of such offer, an approved orientation program in English or French, as the case may be, for holders of Letters of Eligibility,

the Minister may grant to the applicant a Temporary Letter of Standing valid for six years from the date of issue in Form 3 or Form 3a, as the case may be. O. Reg. 16/80, s. 1; O. Reg. 557/80, s. 14.

18. Where the holder of a Temporary Letter of Standing granted under section 15 or 17 submits to the Deputy Minister evidence that he,

- (a) is a Canadian citizen; and
- (b) has at least ten months of successful teaching experience in Ontario on the Temporary Letter of Standing, as certified by the appropriate supervisory officer,

the Minister may grant to the candidate an Ontario Teacher's Certificate in Form 1, and an Ontario Teacher's Qualifications Record Card in Form 2 that indicates the areas of concentration successfully completed. O. Reg. 407/78, s. 18.

19. Where a person who is granted a Temporary Letter of Standing under section 15 or 17 that has expired or is about to expire submits to the Deputy Minister evidence that he,

- (a) is a Canadian citizen;
- (b) has been employed as a teacher for a total of less than ten months; and
- (c) has an offer of a position as a teacher from,
  - (i) a board,
  - (ii) a private school,
  - (iii) the Provincial Schools Authority established under section 2 of the *Provincial Schools Negotiations Act*,
  - (iv) the Department of Indian Affairs and Northern Development of the Government of Canada, or

- (v) a council of a band or an incorporated education authority established by two or more bands where such council of the band or education authority is authorized by the Crown in right of Canada to provide education for Indians,

the Minister may renew the Temporary Letter of Standing for a period of one year. O. Reg. 557/80, s. 16.

20.—(1) Where the principal of the Teacher Education Centre, Belleville, reports to the Deputy Minister that a candidate,

- (a) has complied with section 2;
- (b) is a Canadian citizen;
- (c) is unable to undertake a program leading to the Ontario Teacher's Certificate by reason of impaired hearing;
- (d) holds an acceptable university degree or qualifications the Minister considers equivalent thereto; and
- (e) has successfully completed an approved program of teacher education for teaching the deaf,

the Minister may grant to the candidate a Permanent Letter of Standing in Form 6 where such approved program was taken in English and in Form 6a where such approved program was taken in French that is valid in Ontario for teaching the deaf.

(2) Where the principal of the Teacher Education Centre, Belleville, reports to the Deputy Minister that a candidate has met the requirements of clauses (1) (a), (c), (d) and (e), but is not a Canadian citizen, the Minister may grant to the candidate a Provisional Letter of Standing in Form 4 or 4a, as the case may be, valid for six years from the date of issue for teaching the deaf. O. Reg. 557/80, s. 17.

21. Where the principal of a course leading to the additional qualification of Part I Special Education, or the dean of a college or faculty of education or the director of a school of education in Ontario, reports to the Deputy Minister that a candidate,

- (a) holds one of,
  - (i) a Diploma in Pre-School Education obtained at Ryerson Polytechnical Institute,
  - (ii) a Diploma in Child Study obtained at the Institute of Child Study of the University of Toronto, or
  - (iii) a Diploma in Early Childhood Education obtained at an Ontario college of applied arts and technology;

- (b) has complied with section 2; and

- (c) has successfully completed the program for Part I Special Education including part one of the Teaching Trainable Retarded option,

the Minister may grant to the candidate a Provisional Letter of Standing, in Form 4 where such program was taken in English and in Form 4a where such program was taken in French, that is valid for one year for teaching in schools or classes for the trainable retarded. O. Reg. 407/78, s. 22; O. Reg. 557/80, s. 18.

22.—(1) Where the principal of a course leading to the additional qualification of Part II Special Education, or the dean of a college or faculty of education or the director of a school of education in Ontario reports to the Deputy Minister that a candidate,

- (a) holds a Provisional Letter of Standing granted under section 21;
- (b) has taught successfully for one year in Ontario in a school or class for the trainable retarded as certified by the appropriate supervisory officer;
- (c) is a Canadian citizen; and
- (d) has successfully completed the program for Part II Special Education including part two of the Teaching Trainable Retarded option,

the Minister may grant to the candidate a Permanent Letter of Standing, in Form 6 where such program was taken in English, or in Form 6a where such program was taken in French, that is valid for teaching in schools or classes for the trainable retarded.

(2) Where the principal of a course leading to the additional qualification of Part II Special Education, or the dean of a college or faculty of education or the director of a school of education in Ontario reports to the Deputy Minister that a candidate has met the requirements of clauses (1) (a), (b) and (d), but is not a Canadian citizen, the Minister may grant to the candidate a Provisional Letter of Standing in Form 4 or Form 4a, as the case may be, valid for six years from the date of issue for teaching in schools or classes for the trainable retarded. O. Reg. 557/80, s. 19.

23. Where the holder of a Provisional Letter of Standing granted under section 20 or section 22 submits to the Deputy Minister evidence that he is a Canadian citizen, the Minister may grant him a Permanent Letter of Standing valid for teaching the deaf only or valid for teaching in schools or classes for the trainable retarded, as the case may be. O. Reg. 557/80, s. 20.

24.—(1) A person who holds one of the following certificates and who is,

- (a) a Canadian citizen; or

- (b) a British subject who was granted the certificate prior to the 1st day of September, 1973,

is deemed to hold the Ontario Teacher's Certificate:

1. First Class Certificate valid in Secondary Schools.
2. High School Specialist's Certificate.
3. Interim Elementary School Teacher's Certificate.
4. Interim Elementary School Teacher's Certificate, Standard 1, 2, 3 or 4.
5. Interim First Class Certificate.
6. Interim High School Assistant's Certificate.
7. Interim High School Assistant's Certificate, Type A.
8. Interim High School Assistant's Certificate Type B.
9. Interim Occupational Certificate, Type A (Practical Subjects).
10. Interim Occupational Certificate, Type B (Practical Subjects).
11. Interim Primary School Specialist's Certificate.
12. Interim Second Class Certificate.
13. Interim Vocational Certificate, Type A.
14. Interim Vocational Certificate, Type B.
15. Occupational Specialist's Certificate (Practical Subjects).
16. Permanent Commercial-Vocational Certificate.
17. Permanent Elementary School Teacher's Certificate.
18. Permanent Elementary School Teacher's Certificate, Standard 1, 2, 3 or 4.
19. Permanent First Class Certificate.
20. Permanent High School Assistant's Certificate.
21. Permanent Occupational Certificate (Practical Subjects).
22. Permanent Primary School Specialist's Certificate.
23. Permanent Second Class Certificate.
24. Permanent Vocational Certificate.
25. Vocational Specialist's Certificate. O. Reg. 407/78, s. 24 (1); O. Reg. 97/79, s. 4.

(2) The Minister shall grant to a person referred to in subsection (1) an Ontario Teacher's Certificate in Form 1, and an Ontario Teacher's Qualifications Record Card in Form 2 that indicates the qualifications held by the person. O. Reg. 407/78, s. 24 (2).

(3) A person who holds an interim certificate referred to in subsection (1) and who is not a Canadian citizen continues to be qualified to teach in accordance with the certificate that he holds until,

(a) the 30th day of June, 1981; or

(b) the date to which the certificate is valid as shown thereon,

whichever is the later, and the person may, upon becoming a Canadian citizen, be granted by the Minister an Ontario Teachers' Certificate in Form 1, and an Ontario Teacher's Qualifications Record Card in Form 2 that indicates the qualifications that he holds. O. Reg. 317/79, s. 1.

(4) Where a person who held a Letter of Standing granted before the 1st day of July, 1978 and who is a Canadian citizen submits to the Deputy Minister evidence of at least ten months of successful teaching experience in Ontario on the Letter of Standing, as certified by the appropriate supervisory officer, in a division or subject for which the Letter of Standing, as certified by the appropriate supervisory officer, in a division or subject for which the Letter of Standing is valid, the Minister may grant to the person an Ontario Teacher's Certificate in Form 1, and an Ontario Teacher's Qualifications Record Card in Form 2 that indicates the qualifications held by the person. O. Reg. 407/78, s. 24 (4).

25.—(1) A person who holds one of the following certificates or Letters of Standing that was valid on the 1st day of July, 1978 but who is not qualified for the Ontario Teacher's Certificate under this Regulation remains qualified to teach in the classes, schools and subjects in which he is qualified by the certificate or Letter of Standing that he holds:

1. Elementary Certificate in Teaching Trainable Retarded Children.
2. Elementary Instrumental Music Certificate, Type A.
3. Elementary Instrumental Music Certificate, Type B.
4. Elementary Vocal Music Certificate, Type A.
5. Elementary Vocal Music Certificate, Type B.



6. Interim Elementary School Teacher's Certificate Standard 1, 2, 3 or 4 (French only).
7. Interim Second Class Certificate (French only).
8. Interim Specialist Certificate in Instrumental Music.
9. Interim Specialist Certificate in Vocal Music.
10. Intermediate Certificate in Teaching Trainable Retarded Children.
11. Intermediate Industrial Arts Only Certificate.
12. Intermediate Instrumental Music Certificate, Type A.
13. Intermediate Instrumental Music Certificate, Type B.
14. Intermediate Vocal Music Certificate, Type A.
15. Intermediate Vocal Music Certificate, Type B.
16. Letter of Standing (Renewable).
17. Permanent Elementary School Teacher's Certificate, Standard 1, 2, 3 or 4 (French only).
18. Permanent Letter of Standing (Renewable).
19. Permanent Second Class Certificate (French only).
20. Permanent Specialist Certificate in Instrumental Music.
21. Permanent Specialist Certificate in Vocal Music.
22. Specialist Certificate as Teacher of the Blind.
23. Specialist Certificate as Teacher of the Deaf.
24. Supervisor's Certificate in Instrumental Music.
25. Supervisor's Certificate in Vocal Music.
26. Teacher of the Trainable Retarded.
27. Temporary Certificate as Teacher of French to English-speaking Pupils in Elementary Schools. O. Reg. 407/78, s. 25 (1).
  - (2) Where the dean of a college or faculty of education or the director of a school of education in Ontario reports to the Deputy Minister that a candidate,
    - (a) has complied with section 2;
    - (b) is a Canadian citizen;
    - (c) holds a certificate or Letter of Standing listed in subsection (1);
    - (d) holds an acceptable university degree or qualifications the Minister considers equivalent thereto, or technological qualifications or, in the case of a candidate for an Ontario Teacher's Certificate valid for teaching in French-language schools and classes established under Part XI of the Act, a Secondary School Honour Graduation Diploma; and
    - (e) has successfully completed approved programs with concentration in two divisions

the Minister may grant to the candidate an Ontario Teacher's Certificate in Form 1 and an Ontario Teacher's Qualifications Record Card in Form 2 that indicates the areas of concentration successfully completed. O. Reg. 407/78, s. 25 (2); O. Reg. 16/80, s. 2; O. Reg. 557/80, s. 21 (1).

  - (3) A person who holds a Deferred Elementary School Teacher's Certificate or a Deferred First Class Certificate that was valid on the 1st day of July, 1978 remains qualified to teach in the schools and classes for which he is qualified by the certificate that he holds and, upon submission to the Ministry of evidence that he has completed the academic requirements for an Interim Elementary School Teacher's Certificate or an Interim First Class Certificate, as the case may be, in force at the time the deferred certificate was issued, the Minister may grant to the person an Ontario Teacher's Certificate in Form 1, and an Ontario Teacher's Qualifications Record Card in Form 2 that indicates the qualifications held by the person. O. Reg. 407/78, s. 25 (3).
  - (4) A person who holds an Interim Commercial-Vocational Certificate that was valid on the 30th day of June, 1978, subject to the conditions and requirements pertaining to such certificate, remains qualified to teach in the schools and classes for which he is qualified by the certificate he holds, and upon submission to the Ministry, on or before the 30th day of June, 1981, of evidence that he has met the requirements for a Permanent Commercial-Vocational Certificate in force at the time the interim certificate was issued, the Minister may grant to the person an Ontario Teacher's Certificate in Form 1 and an Ontario Teacher's Qualifications Record Card in Form 2 that indicates the qualifications held by the person. O. Reg. 557/80, s. 21 (2).



## PART II

## ADDITIONAL QUALIFICATIONS FOR TEACHERS

26. A session of a course leading to an additional qualification shall consist of a minimum of 125 hours of work that is approved by the Minister. O. Reg. 407/78, s. 26.

27. Where the dean of a college or faculty of education or the director of a school of education in Ontario, reports to the Deputy Minister that a candidate,

- (a) holds or is deemed to hold an Ontario Teacher's Certificate;
- (b) holds an acceptable university degree or qualifications the Minister considers equivalent thereto; and
- (c) has successfully completed an approved program leading to qualifications in an additional area of concentration in the primary division, the junior division, the intermediate division in general studies or the senior division in general studies,

the Minister may have entered on the candidate's Ontario Teacher's Qualifications Record Card such additional area of concentration. O. Reg. 407/78, s. 27 (1); O. Reg. 557/80, s. 22.

28.—(1) Subject to subsection (2), where the dean of a college or faculty of education in Ontario reports to the Deputy Minister that a candidate,

- (a) holds or is deemed to hold an Ontario Teacher's Certificate;
- (b) has successfully completed an approved program leading to additional qualifications in a subject listed in Schedule C; and
- (c) has demonstrated appropriate competence in such subject,

the Minister may have entered on the candidate's Ontario Teacher's Qualifications Record Card the additional qualification in such subject.

(2) Except where the additional qualification is in Industrial Arts, an additional qualification may not be entered under subsection (1) on the Ontario Teacher's Qualifications Record Card of a candidate whose area of concentration in the program of professional education that qualified him for the Ontario Teacher's Certificate was not in the intermediate and senior divisions in technological studies unless the candidate has at least twenty-four months of wage-earning experience related to the subject for which such additional qualification is to be entered. O. Reg. 407/78, s. 28.

29. Where a candidate who holds the Ontario Teacher's Certificate, and whose Ontario Teacher's Qualifications Record Card shows areas of concentration in two or more of the primary division, junior division or intermediate division of an elementary school, and that his program of professional education was taken in English, has successfully completed an approved program referred to in clause 27 (c) that is conducted in French and that leads to a qualification to teach in the primary division, the junior division or the intermediate division of a French-language elementary school or class established under Part XI of the Act, the Minister may have entered on the candidate's Ontario Teacher's Qualifications Record Card the areas of concentration successfully completed. O. Reg. 407/78, s. 29.

## ONE SESSION COURSES

30. Where the principal of a single-session course leading to a qualification listed in Schedule D, or the dean of a college or faculty of education or the director of a school of education in Ontario, reports to the Deputy Minister that a candidate,

- (a) holds or is deemed to hold an Ontario Teacher's Certificate; and
- (b) has successfully completed the approved program for the single session course leading to an additional qualification in a subject listed in Schedule D,

the Minister may have entered upon the candidate's Ontario Teacher's Qualifications Record Card the qualification in such subject. O. Reg. 407/78, s. 30; O. Reg. 97/79, s. 5.

## THREE SESSION SPECIALIST COURSES

31. Where the principal of the first session of a three-session course leading to a qualification listed in Schedule E, or the dean of a college or faculty of education or the director of a school of education in Ontario, reports to the Deputy Minister that a candidate,

- (a) holds or is deemed to hold an Ontario Teacher's Certificate and in the case of,
  - (i) all qualifications listed in Schedule E except Guidance, Industrial Arts, Media, Multiculturalism in Education, Music-Instrumental, Music-Vocal (Primary, Junior), Music-Vocal (Intermediate, Senior), Special Education and Visual Arts, the candidate's Ontario Teacher's Qualifications Record Card has an entry showing qualifications in the primary division, the junior division, the intermediate

division in general studies, or the senior division in general studies, or

- (ii) Primary Education, Junior Education, and Intermediate Education, the candidate's Ontario Teacher's Qualifications Record Card has an entry for the area of concentration for the corresponding division; and

- (b) has successfully completed the approved program for the first session of a course leading to an additional qualification in a subject listed in Schedule E,

the Minister may have entered upon the candidate's Ontario Teacher's Qualifications Record Card the Part I qualification in such subject. O. Reg. 407/78, s. 31; O. Reg. 97/79, s. 6; O. Reg. 557/80, s. 23.

**32.** Where the principal of the second session of a three-session course, or the dean of a college or faculty of education or the director of a school of education in Ontario reports to the Deputy Minister that a candidate,

- (a) holds or is deemed to hold an Ontario Teacher's Certificate;
- (b) has successfully completed the first session, or the equivalent thereof, of a course leading to an additional qualification in a subject listed in Schedule E; and
- (c) has successfully completed the approved program for the second session of such course,

the Minister may have entered upon the candidate's Ontario Teacher's Qualifications Record Card the Part II qualification in such subject. O. Reg. 407/78, s. 32.

**33.** Where the principal of the third session of a three-session course, or the dean of a college or faculty of education or the director of a school of education in Ontario reports to the Deputy Minister that a candidate,

- (a) holds or is deemed to hold an Ontario Teacher's Certificate;
- (b) has successfully completed the second session, or the equivalent thereof, of a course leading to an additional qualification in a subject listed in Schedule E;
- (c) submits evidence of at least two years of successful teaching experience in Ontario, of which at least one year includes experience in such subject, as certified by the appropriate supervisory officer; and
- (d) has successfully completed subsequent to the experience referred to in clause c the approved program for the third session of such course,

the Minister may have entered upon the candidate's Ontario Teacher's Qualifications Record Card the specialist qualification in such subject. O. Reg. 407/78, s. 33.

**34.** Where the dean of a college or faculty of education or the director of a school of education in Ontario or the principal of a course reports that a candidate who does not hold an Ontario Teacher's Certificate,

- (a) holds a Permanent Letter of Standing valid in Ontario for teaching the deaf only; and
- (b) has otherwise met the requirements of section 30, 31, 32, 33, 37, 42 or 43,

the Minister may grant to the candidate a letter indicating that the candidate holds the appropriate additional qualification. O. Reg. 557/80, s. 24.

**35.—(1)** A teacher who holds or is deemed to hold an Ontario Teacher's Certificate and who, prior to the 1st day of October, 1978, began a Master of Education program approved by the Minister as leading to the Specialist Certificate in Guidance, may obtain the specialist qualification in Guidance by completing the requirements for such Certificate as they existed on the 30th day of June, 1978, and the Minister shall, upon submission to the Deputy Minister of evidence satisfactory to the Minister of the completion of such requirements, have entered on such teacher's Ontario Teacher's Qualifications Record Card the specialist qualification in Guidance.

(2) A teacher who holds or is deemed to hold an Ontario Teacher's Certificate and who, prior to the 1st day of October, 1978, began a Master of Library Science program approved by the Minister as leading to the Specialist Certificate in Librarianship, may obtain the specialist qualification in Librarianship by completing the requirements for such Certificate as they existed on the 30th day of June, 1978, and the Minister shall, upon submission to the Deputy Minister of evidence satisfactory to the Minister of the completion of such requirements, have entered on such teacher's Ontario Teacher's Qualifications Record Card the specialist qualification in Librarianship. O. Reg. 97/79, s. 7.

**36.** A teacher who holds a special certificate in a subject listed in Schedule D, E or F, or a special certificate no longer issued, continues to be qualified in accordance with such certificate, and the Minister shall have the additional qualification corresponding to such special certificate recorded on the teacher's Ontario Teacher's Qualifications Record Card where the teacher holds or is granted an Ontario Teacher's Certificate. O. Reg. 407/78, s. 35.

#### ONE SESSION HONOUR SPECIALIST COURSE

**37.—(1)** Where the dean of a college or faculty of education in Ontario reports to the Deputy Minister that a candidate for an Honour Specialist

qualification in a subject or subjects listed in Schedule F,

(a) holds or is deemed to hold an Ontario Teacher's Certificate and the candidate's Ontario Teacher's Qualifications Record Card has an entry showing qualifications in the primary division, the junior division, the intermediate division in general studies, or the senior division in general studies; and

(b) holds,

(i) a degree of Bachelor of Arts or Bachelor of Science from an Ontario university in a program,

(A) that requires four years of university study, or the equivalent thereof, to a total of at least sixty university credits, and

(B) in which the candidate has obtained at least second class or equivalent standing in the subject or subjects in which the candidate seeks an Honour Specialist qualification, including, in the case of two subjects, at least forty-two university credits therein and not fewer than eighteen university credits in each subject or, in the case of one subject, at least twenty-seven university credits therein, or

(ii) qualifications the Minister considers equivalent to the qualifications referred to in subclause (i);

(c) submits evidence of at least two years of successful teaching experience in Ontario, certified by the appropriate supervisory officer, at least one year of which is in the subject or one or both of the subjects in which the Honour Specialist qualification is sought; and

(d) has successfully completed subsequent to the experience referred to in clause (c) the approved program for the Honour Specialist qualification in such subject or subjects,

the Minister may have entered upon the candidate's Ontario Teacher's Qualifications Record Card the Honour Specialist qualification in such subject or subjects. O. Reg. 407/78, s. 36 (1); O. Reg. 97/79, s. 8; O. Reg. 557/80, s. 25 (1).

(2) A university credit that has been used to meet the requirements for an Honour Specialist qualification established by clause (1) (b) shall not be used to meet the requirements for another Honour Specialist qualification. O. Reg. 557/80, s. 25 (2).

(3) For the purpose of clause (1) (b), a university credit in Anthropology, Psychology or Sociology shall be deemed to be a university credit in Man in Society. O. Reg. 407/78, s. 36 (2).

(4) Where the dean of a college or faculty of education in Ontario reports to the Deputy Minister that a candidate for the Honour Technological Studies Specialist qualification,

(a) holds or is deemed to hold an Ontario Teacher's Certificate;

(b) has entries on his Ontario Teacher's Qualifications Record Card indicating qualifications in at least three of the subjects listed in Schedule C including at least one at both the basic and the advanced level;

(c) submits evidence of at least two years of successful teaching experience in technological studies in Ontario, certified by the appropriate supervisory officer;

(d) holds a Secondary School Honour Graduation Diploma or has successfully completed the equivalent of one year's full-time study in a program in respect of which a Secondary School Graduation Diploma or its equivalent is required for admission; and

(e) has successfully completed subsequent to the experience referred to in clause (c) the approved program for the Honour Technological Studies Specialist qualification,

the Minister may have entered upon the candidate's Ontario Teacher's Qualifications Record Card the Honour Technological Studies Specialist qualification. O. Reg. 407/78, s. 36 (3); O. Reg. 16/80, s. 4.

38.—(1) Where a teacher who completed prior to the 1st day of September, 1979 the first session of a two-session course leading to an Interim Vocational Certificate, Type A or an Interim Occupational Certificate, Type A completes the requirements for such certificate as they existed on the 30th day of June, 1978, the Minister may have entered on the teacher's Ontario Teacher's Qualifications Record Card the appropriate qualification. O. Reg. 97/79, s. 9.

(2) Where a teacher who,

(a) held an Interim High School Assistant's Certificate, Type A on the 1st day of July, 1978; or

(b) completed at a college or faculty of education in Ontario prior to the 1st day of July, 1979 the requirements for such certificate as they existed immediately before the 1st day of July, 1978,

completes the requirements for the High School Specialist Certificate as they existed immediately



before the 1st day of July, 1978, the Minister may have entered on the teacher's Ontario Teacher's Qualifications Record Card the appropriate Honours Specialist qualification. O. Reg. 407/78, s. 37 (2).

#### PRINCIPAL'S QUALIFICATIONS

39.—(1) The course leading to principal's qualifications shall consist of two one-session courses, one in Program Development and Implementation and one in Program Supervision and Assessment.

(2) A teacher whose Ontario Teacher's Qualifications Record Card has the entry for the Program Supervision and Assessment qualification holds principal's qualifications. O. Reg. 407/78, s. 38.

40. An applicant for admission to a course leading to the Program Development and Implementation qualification shall,

- (a) hold or be deemed to hold an Ontario Teacher's Certificate;
- (b) hold concentrations in three divisions including the intermediate division, as indicated on the applicant's Ontario Teacher's Qualifications Record Card;
- (c) provide evidence of five years of successful teaching experience in Ontario, certified by the appropriate supervisory officer; and
- (d) hold or provide evidence of one of,
  - (i) a Specialist or Honours Specialist qualification as indicated on the applicant's Ontario Teacher's Qualifications Record Card,
  - (ii) a Master's Degree or Doctorate that is acceptable to the Minister,
  - (iii) successful completion of such number of post-graduate courses acceptable to the Minister as is equivalent to the number of post-graduate courses that are required to qualify for a Master's Degree, or
  - (iv) an area of concentration in a fourth division as indicated on the applicant's Ontario Teacher's Qualifications Record Card and an additional five years of successful teaching experience beyond that required by clause (c). O. Reg. 407/78, s. 39; O. Reg. 557/80, s. 26.

41. An applicant for admission to a course leading to the Program Supervision and Assessment

qualification shall have an entry on his Ontario Teacher's Qualifications Record Card indicating that the applicant holds the Program Development and Implementation qualification. O. Reg. 407/78, s. 40.

42. Where the principal of a course leading to the Program Development and Implementation qualification reports to the Deputy Minister that a candidate holds the admission requirements set forth in section 40 and has successfully completed the course, the Minister may have entered on the candidate's Ontario Teacher's Qualifications Record Card the Program Development and Implementation qualification. O. Reg. 97/79, s. 10.

43. Where the principal of a course leading to the Program Supervision and Assessment qualification reports to the Deputy Minister that a candidate holds the admission requirements set forth in section 41 or 47 and has successfully completed the course, the Minister may have entered on the candidate's Ontario Teacher's Qualifications Record Card the Program Supervision and Assessment qualification. O. Reg. 97/79, s. 11.

44. Where the principal of a Principal's Refresher Course reports to the Deputy Minister that a candidate,

- (a) holds principal's qualifications;
- (b) has two years of successful experience as a principal as certified by the appropriate supervisory officer; and
- (c) has successfully completed the Course,

the Minister may have entered on the candidate's Ontario Teacher's Qualifications Record Card the Principal's Refresher Course qualification. O. Reg. 407/78, s. 43.

45. A teacher who holds a High School Principal's Certificate, an Elementary School Principal's Certificate, a Secondary School Principal's Certificate, Type B, a Secondary School Principal's Certificate, Type A, a Secondary School Principal's Certificate or a Vocational School Principal's Certificate, whether such certificate is an interim certificate or a permanent certificate, remains qualified within the limitations of the certificate that he holds except that the interim qualification will not lapse after the five-year period of validity, and such qualification shall be shown on his Ontario Teacher's Qualifications Record Card. O. Reg. 557/80, s. 27.

46. A teacher who holds an Elementary School Inspector's Certificate shall be deemed to hold an Elementary School Principal's Certificate. O. Reg. 407/78, s. 45.

47. Notwithstanding section 41, a teacher who holds or who is deemed to hold an interim or permanent Elementary School Principal's Certificate, or who holds an interim or permanent Secondary

School Principal's Certificate, Type B, an interim or permanent Vocational School Principal's Certificate, an interim Secondary School Principal's Certificate, or an interim Secondary School Principal's Certificate, Type A, may be admitted to the course leading to the Program Supervision and Assessment qualification. O. Reg. 97/79, s. 13.

48.—(1) Where a teacher held an interim Elementary School Principal's Certificate, an interim Secondary School Principal's Certificate, Type B, or an interim Secondary School Principal's Certificate, Type A, on the 1st day of July, 1978 and completes the requirements for the permanent certificate that corresponds thereto as they existed immediately before the 1st day of July, 1978, the Minister shall have entered on the teacher's Ontario Teacher's Qualifications Record Card the appropriate qualification. O. Reg. 407/78, s. 47 (1).

(2) A teacher who holds a permanent Secondary School Principal's Certificate, Type A or a permanent Secondary School Principal's Certificate is deemed to hold principal's qualifications. O. Reg. 97/79, s. 14.

### PART III

#### LETTERS OF PERMISSION

49. Where the director of education or secretary of a board submits to the appropriate Regional Director of Education of the Ministry in duplicate an application in Form 7 or 7a together with evidence that,

- (a) the board has advertised at least three times, stating the salary, in a daily newspaper having provincial circulation in Ontario a position for which a teacher is required under the regulations;
- (b) where employment is for a period commencing the first school day in September and continuing at least until the 31st day of December, at least one such advertisement appeared after the 1st day of August preceding such period;

(c) where employment is for a period commencing the 1st school day in January and continuing until the end of the school year, at least one such advertisement appeared after the 31st day of October preceding such period; and

(d) seven days have passed since the date of the final advertisement, and no teacher has applied for the position or no teacher who has applied for the position has accepted it,

the Minister may grant to the board a Letter of Permission valid for the period specified therein which period shall not exceed one school year. O. Reg. 407/78, s. 48.

### PART IV

#### TEMPORARY LETTERS OF APPROVAL

50. Where the director of education or secretary of a board submits to the appropriate Regional Director of Education of the Ministry in duplicate an application in Form 8 or 8a certifying that,

(a) a board finds it necessary to assign or appoint a teacher to teach a subject or hold a position who does not hold the additional qualification required under the regulations for teaching the subject or holding the position; and

(b) the teacher in respect of whom application is made for a Temporary Letter of Approval,

(i) holds or is deemed to hold an Ontario Teacher's Certificate or a Letter of Standing, and

(ii) is considered competent to carry out the assignment for which the additional qualification is required under the regulations,

the Minister may grant to the board the Temporary Letter of Approval for a period stated therein that does not exceed one school year or extend beyond the end of a school year. O. Reg. 407/78, s. 49; O. Reg. 557/80, s. 28.



SCHEDULE A  
Intermediate and Senior Division Options  
taken in English or French

Business Education - Accounting  
Business Education - Data Processing  
Business Education - Marketing & Merchandising  
Business Education - Secretarial  
Classical Studies - Greek  
Classical Studies - Latin  
Computer Science  
Dramatic Arts  
Economics  
English (First language)  
English (Second language) anglais  
Environmental Science  
French (Second language)  
French (First language) - français  
Geography  
German  
History  
Home Economics  
Industrial Arts  
Italian  
Man in Society  
Mathematics  
Music - Instrumental  
Music - Vocal  
Political Science  
Physical and Health Education  
Russian  
Science - General  
Science - Biology  
Science - Chemistry  
Science - Geology  
Science - Physics  
Spanish  
Visual Arts

O. Reg. 407/78, Sched. A; O. Reg. 557/80, s. 29.

SCHEDULE B  
Intermediate and Senior Division Options  
taken in English or French

English as a Second Language  
French as a Second Language  
Guidance  
Librarianship  
Media  
Reading  
Special Education

O. Reg. 407/78, Sched. B.

SCHEDULE C  
Technological Studies Options  
taken in English or French

## BASIC LEVEL

## Business

Clerical Practice  
Merchandising  
Warehousing

## Construction

Building Maintenance  
Painting & Decorating  
Plumbing  
Refrigeration, Air  
Conditioning & Heating

Trowel Trades

Woodwork

## Electrical

Electricity

Electronics

## Food Services

Food Services

## Graphics

Drafting

Graphic Arts

Vocational Art

## Horticulture

Horticulture - General

## Manufacturing

Foundry Practice

Machine Shop

Power Transmission & Control

Sheet Metal

Welding

## Materials, Processes &amp; Design

Industrial Arts

Project Design

## ADVANCED LEVEL

## Business

Clerical Practice  
Merchandising  
Warehousing

## Construction

Building Maintenance  
Painting & Decorating  
Plumbing  
Refrigeration  
Air Conditioning  
Heating & Ventilation  
Plaster  
Concrete  
Masonry  
Carpentry  
Cabinet Making

## Electrical

Electricity - Installation  
& Maintenance  
Electricity - Theory & Test  
Electronics - Computer  
Electronics - General

## Food Services

Baking Food Services  
Commercial Food Services  
Domestic Food Services

## Graphics

Architectural Drafting  
Mechanical Drafting  
Systems Drafting  
Printing  
Photography  
Vocational Art

## Horticulture

Horticulture - General

## Manufacturing

Casting  
Patternmaking  
Machine Shop  
Industrial Physics  
Sheet Metal  
Welding

## Materials, Processes &amp; Design

Industrial Arts

Project Design

Music  
Music

Natural Resources  
Natural Resource Management

Personal Services  
Cosmetology  
Home & Family Care  
Hospital Services

Textiles  
Textile Maintenance  
Textiles & Clothing  
Upholstery

Transportation  
Aircraft  
Auto Body  
Automotive  
Small Engines

Music  
Music - Instrumental  
Music - Vocal

Natural Resources  
Natural Resource Management

Personal Services  
Cosmetology  
Home & Family Care  
Hospital Services

Textiles  
Textile Maintenance  
Textiles & Clothing  
Upholstery

Transportation  
Aircraft  
Auto Body  
Automotive  
Small Engines

O. Reg. 407/78, Sched. C.

SCHEDULE D  
One Session Qualifications  
taken in English or French

Associate Teacher

Childhood Education  
Childhood Education in Great Britain  
Community School Development  
Driver Education Instructor  
Integrated Arts  
Law

Preschool Deaf Education  
Teaching Children with Language Difficulties - Aphasia  
Teacher of Cree  
Teacher of Mohawk  
Teacher of Native Children  
Teacher of Ojibway

O. Reg. 407/78, Sched. D; O. Reg. 16/80, s. 5; O. Reg. 557/80, s. 30.

SCHEDULE E  
Three Session Qualifications  
taken in English or French

Business Education - Accounting  
Business Education - Data Processing  
Business Education - Marketing & Merchandising  
Business Education - Secretarial  
Dramatic Arts  
English as a Second Language  
Environmental Science  
French as a Second Language

Guidance  
Home Economics  
Industrial Arts  
Intermediate Education  
Junior Education  
Librarianship  
Media  
Multiculturalism in Education  
Music - Instrumental  
Music - Vocal (Primary, Junior)  
Music - Vocal (Intermediate, Senior)  
Physical and Health Education (Primary, Junior)  
Physical and Health Education (Intermediate, Senior)  
Primary Education  
Reading  
Religious Education  
Special Education  
The Blind  
The Deaf  
The Deaf/Blind  
Visual Arts

O. Reg. 407/78, Sched. E.

#### SCHEDULE F

Honour Specialist Qualifications  
taken in English or French

Biology  
Business Education  
Chemistry  
Computer Science  
Dramatic Arts  
Economics  
English (First language)  
English (Second language) - anglais  
Environmental Science  
French (Second language)  
French (First language) - français  
Geography  
Geology  
German  
Greek  
History  
Home Economics  
Italian  
Latin  
Man in Society  
Mathematics  
Music  
Physical and Health Education  
Physics  
Political Science  
Russian  
Science  
Spanish  
Visual Arts

O. Reg. 407/78, Sched. F; O. Reg. 97/79, s. 15.

## FORM 1

Education Act

## ONTARIO TEACHER'S CERTIFICATE

## BREVET D'ENSEIGNEMENT DE L'ONTARIO

THIS IS TO CERTIFY THAT

NOUS, SOUSSIGNÉS, CERTIFIONS QUE

.....  
 Name in full                      nom en toutes lettres

having complied with the  
 regulations made under the  
Education Act, is hereby  
 granted an

ayant satisfait aux exigences  
 des règlements établis selon  
 la loi sur l'éducation reçoit  
 par la présente un

## ONTARIO TEACHER'S CERTIFICATE

## BREVET D'ENSEIGNEMENT DE L'ONTARIO

valid in the schools of  
 Ontario in accordance with  
 the regulations made under  
 the Education Act.

valable dans les écoles de  
 l'Ontario d'après les  
 règlements établis selon la  
 Loi sur l'éducation.

Number .....  
 Numéro

Dated at Toronto this ..... day of ..... 19....  
 Fait à Toronto, ce                      jour du mois de

.....  
 DEPUTY MINISTER    LE SOUS-MINISTRE

.....  
 MINISTER OF  
 EDUCATION

.....  
 LE MINISTRE DE  
 L'ÉDUCATION



FORM 2

Education Act

ONTARIO TEACHER'S QUALIFICATIONS RECORD CARD  
CARTE DES QUALIFICATIONS DE L'ENSEIGNANT DE L'ONTARIO

Issued to:  
Délivrée à .....

S.I.N.  
N.A.S. ....

Date ..... Degree(s) ..... Date of Birth  
Grade(s) Date de naissance .....

.....  
DEPUTY MINISTER LE SOUS-MINISTRE MINISTER OF LE MINISTRE DE  
EDUCATION L'ÉDUCATION

-----

BASIC QUALIFICATIONS  
QUALIFICATIONS DE BASE

ADDITIONAL QUALIFICATIONS  
QUALIFICATIONS ADDITIONNELLES

Institution Attended Établissement fréquenté	Year Année	Qualifications	Year Année
.....	.....	.....	.....

Areas of Concentration Secteurs de concentration	.....	.....
---	-------	-------

Initial	Year Année	Qualifications	Year Année
.....	.....	.....	.....
.....	.....	.....	.....
.....	.....	.....	.....

Additional Additionnel	Year Année	Qualifications	Year Année
.....	.....	.....	.....
.....	.....	.....	.....

FORM 3

Education Act

TEMPORARY LETTER OF STANDING

for

.....  
(Name in full)

.....  
(Canadian Citizen or Permanent Resident)

In consideration of your academic or technological and professional training you are hereby granted a Temporary Letter of Standing valid until ....., for teaching in Ontario in schools and classes where English is the language of instruction.

Professional education has been received in

.....  
.....  
.....

.....  
NUMBER

.....  
DATE OF ISSUE

.....  
DEPUTY MINISTER

.....  
MINISTER OF  
EDUCATION

Form 3a

LOI SUR L'ÉDUCATION

ATTESTATION TEMPORAIRE DE COMPETENCE

décernée à

.....  
(Nom au complet)

.....  
(citoyen canadien ou résident permanent)

Vu votre formation scolaire ou technologique et professionnelle, vous recevez par la présente une ATTESTATION TEMPORAIRE DE COMPETENCE valide jusqu'au .....  
....., vous autorisant à enseigner en Ontario dans les écoles et les classes de langue française instituées en vertu de la loi sur l'éducation, partie XI.

La formation professionnelle fut complétée

.....  
.....  
.....

.....  
NUMÉRO

.....  
DATE

.....  
LE SOUS-MINISTRE

.....  
LE MINISTRE DE  
L'ÉDUCATION

FORM 4

Education Act

PROVISIONAL LETTER OF STANDING

THIS IS TO CERTIFY THAT

.....

having complied with the regulations made under the Education Act, is hereby granted a PROVISIONAL LETTER OF STANDING valid until ..... for teaching in Ontario in schools and classes where English is the language of instruction.

Professional education has been received in

.....  
.....  
.....

Number .....

Dated at Toronto this ..... day  
of ..... , 19 .. .

.....  
DEPUTY MINISTER

.....  
MINISTER OF EDUCATION

RENEWAL

MINISTER OF EDUCATION

1. ....

Form 4a

LOI SUR L'ÉDUCATION

ATTESTATION PROVISOIRE DE COMPÉTENCE

NOUS, SOUSSIGNÉS, CERTIFIONS QUE

.....,

ayant satisfait aux exigences des règlements établis selon la Loi sur l'éducation, reçoit par la présente une ATTESTATION PROVISOIRE DE COMPÉTENCE valide jusqu'au ..... pour enseigner en Ontario dans les écoles et les classes de langue française instituées en vertu de la Loi sur l'éducation, partie XI.

La formation professionnelle fut complétée

.....  
.....  
.....

Numéro .....

Fait à Toronto ce ..... jour du  
mois de ..... 19...

.....  
LE SOUS-MINISTRE

\_\_\_\_\_  
LE MINISTRE DE  
L'ÉDUCATION

RENOUVELLEMENT

\_\_\_\_\_  
LE MINISTRE DE  
L'ÉDUCATION

1. ....



## FORM 5

Education Act

## LETTER OF ELIGIBILITY

TO

.....  
(Name)

In consideration of your academic and professional education, you are hereby issued a LETTER OF ELIGIBILITY valid for one year under section \_\_\_\_\_ of the Ontario Teacher's Qualifications Regulation. 15 (1) or 16 When you have conformed with the requirements of section 15 (2) or 17, you will qualify for a Temporary Letter of Standing.

Dated at Toronto this..... day  
of ..... 19...

.....  
DIRECTOR  
TEACHER EDUCATION BRANCH

## Statement of Board Supervisory Officer

This is to certify that.....the holder of this Letter of Eligibility has been  
(Name)

offered a position as a teacher with.....for the school year.....  
(Name of Board)

subject to the granting of a Temporary Letter of Standing; and further, that the applicant has adequate fluency in the use of the English language to carry out the duties and responsibilities of a teacher.

Dated at..... this ..... day of ....., 19....

.....  
Supervisory Officer

.....  
Position

FORM 5a  
LOI SUR L'ÉDUCATION

ATTESTATION D'ADMISSIBILITÉ

décernée à

.....  
(nom)

Considérant votre formation scolaire et professionnelle,  
nous vous décernons la présente ATTESTATION D'ADMISSIBILITÉ  
valable pour un an, en vertu de l'article ..... du  
15 (1) ou 16  
règlement sur les qualifications de l'enseignant de l'Ontario.  
Lorsque vous aurez satisfait aux exigences de l'article  
15 (2) ou 17, vous serez apte à recevoir une attestation  
temporaire de compétence.

Fait à Toronto ce ..... jour du mois ..... 19 ..

.....  
Directeur  
Direction de la formation  
des enseignants

Déclaration de l'agent de supervision du conseil scolaire

Je, soussigné, certifie que.....titulaire de cette attestation  
(nom)

d'admissibilité, a reçu une offre d'emploi comme enseignant au conseil scolaire.....  
(nom)

pour l'année scolaire....., sous réserve qu'il obtienne une attestation temporaire de compétence;  
je certifie de plus que le candidate possède une bonne maîtrise du français pour satisfaire aux tâches et  
aux exigences de sa profession d'enseignant.

Fait à.....ce.....jour du mois de....., 19.....

.....  
Agent de supervision  
.....  
Poste

FORM 6

Education Act

PERMANENT LETTER OF STANDING

THIS IS TO CERTIFY THAT

.....,  
(Name)

having complied with the regulations made under the Education Act, is hereby granted a PERMANENT LETTER OF STANDING valid for the Teaching of the

..... in Ontario.  
Deaf or Trainable Retarded

Number .....

Dated at Toronto this ..... day

of ..... 19....

.....  
DEPUTY MINISTER

.....  
MINISTER  
OF EDUCATION

## FORM 6a

LOI SUR L'ÉDUCATION

## ATTESTATION PERMANENTE DE COMPÉTENCE

NOUS, SOUSSIGNÉS, CERTIFIONS QUE

.....  
(nom)

ayant satisfait aux exigences des règlements établis selon  
la Loi sur l'éducation, reçoit par la présente une ATTESTATION  
PERMANENTE DE COMPÉTENCE pour enseigner

aux ..... en Ontario.  
élèves sourds ou débiles moyens

Numéro .....

Fait à Toronto ce ..... jour du

mois de ..... 19...

.....  
LE SOUS-MINISTRE.....  
LE MINISTRE  
DE L'ÉDUCATION

FORM 7

Education Act

APPLICATION FOR LETTER OF PERMISSION

To the Regional Director of Education of the Ministry:

On behalf of .....  
name of board

A LETTER OF PERMISSION is requested to employ

.....  
name in full

Social Insurance Number .....

Status in Canada (citizen or permanent resident).....

as a teacher of the ..... divisions  
at ..... school.

from ..... 19... to ..... 19...

I certify and attach evidence that the board has complied with section 49 of the Ontario Teacher's Qualification Regulation, including a copy of the most recent advertisement of the position for which the Letter of Permission is required.

Date .....  
.....  
Director of Education or  
Secretary of the Board

---

LETTER OF PERMISSION IS HEREBY GRANTED

Date .....  
.....  
Regional Director of Education



## FORM 7a

LOI SUR L'ÉDUCATION

## DEMANDE DE PERMISSION INTÉRIMAIRE

Au directeur régional de l'Éducation du ministère:

Au nom du .....  
(nom du conseil scolaire)

UNE PERMISSION INTÉRIMAIRE est demandée pour l'emploi de

.....  
nom en toutes lettres

Numéro d'assurance sociale .....

Statut au Canada (citoyen ou résident permanent) .....

en qualité d'enseignant aux cycles .....

à l'école .....

du ..... 19... au ..... 19...

Je certifie et joins la preuve que le conseil scolaire a satisfait à l'article 49 du règlement sur les qualifications de l'enseignant de l'Ontario. Veuillez trouver ci-jointe une copie de l'annonce publicitaire la plus récente offrant la position pour laquelle on demande une permission intérimaire.

Date .....  
.....  
Le directeur de l'Éducation  
ou le secrétaire du conseil  
scolaire

---

PERMISSION INTÉRIMAIRE ACCORDÉE PAR LA PRÉSENTE.

Date .....  
.....  
Le directeur régional  
de l'Éducation



Form 8a

LOI SUR L'ÉDUCATION

## DEMANDE D'APPROBATION TEMPORAIRE

Au directeur régional de l'Éducation du ministère;

Au nom du .....  
(nom du conseil scolaire)UNE APPROBATION TEMPORAIRE est demandée pour l'emploi de  
.....  
(nom au complet)

Numéro d'assurance sociale .....

Brevet de base .....

En qualité de .....  
(enseignant, directeur d'école, etc.)de .....  
(matière, cycle, école)

du ..... 19... au ..... 19...

Je certifie que le conseil scolaire estime nécessaire de nommer ou d'affecter à ce poste l'enseignant susnommé qui ne possède pas les qualifications additionnelles exigées pour ce poste par les règlements et que cet enseignant possède la compétence voulue pour en exercer les fonctions.

Date .....  
Le directeur de l'Éducation  
ou le secrétaire du conseil  
scolaire

---

 LETTRE D'APPROBATION TEMPORAIRE ACCORDÉE PAR LA PRÉSENTE.

Date .....  
Le directeur régional de  
l'Éducation



## REGULATION 270

under the Education Act

### PRACTICE AND PROCEDURE—BOARDS OF REFERENCE

#### 1. In this Regulation,

- (a) "applicant" means a person in respect of whose application the Minister has granted a Board;
- (b) "Board" means a Board of Reference that is granted by the Minister under section 241 of the Act;
- (c) "reference" means proceedings before a Board; and
- (d) "respondent" means a party to a reference other than the applicant. O. Reg. 519/75, s. 1.

#### 2. The parties to a reference shall be,

- (a) where a board is the applicant, the board and the teacher who terminated his contract; and
- (b) where a teacher is the applicant, the teacher and the board that dismissed the teacher or terminated his contract. O. Reg. 519/75, s. 2.

3. Except as provided by section 7, the minimum rules for proceedings provided in Part I of the *Statutory Powers Procedure Act*, apply to a reference. O. Reg. 519/75, s. 3.

4. The chairman of the Board shall cause three reference books to be prepared from the documents filed with him under section 5. O. Reg. 519/75, s. 4.

5.—(1) Where a teacher is the applicant, the teacher shall file with the chairman of the Board three copies of each of,

- (a) the contract of the teacher with the board where the teacher holds a copy of the contract, or an affidavit that the teacher does not hold a copy of the contract;
- (b) the notice of dismissal or termination of contract;
- (c) the statement of the disagreement with the dismissal or termination of contract as sent to the Minister;

(d) the notice from the Minister that he has directed a judge to act as chairman of the Board; and

(e) the notice of the nomination by the teacher of a representative to the Board.

(2) Where a teacher is the applicant, the board shall file with the chairman of the Board three copies of each of,

(a) the contract of the teacher with the board;

(b) the resolution, if any, of the board dismissing the teacher or terminating his contract;

(c) the copy of the application for a Board provided by the applicant;

(d) the notice of the application for a Board provided by the Minister;

(e) the notice from the Minister that he has directed a judge to act as chairman of the Board; and

(f) the notice of the nomination by the board of a representative to the Board.

(3) The Minister shall cause to be filed with the chairman of the Board three copies of each of,

(a) the application for a Board;

(b) the notice of the application for a Board sent to the respondent; and

(c) the Order-in-Council authorizing the judge to act as chairman of the Board.

(4) Where a board is the applicant, the teacher shall file with the chairman of the Board three copies of each of,

(a) the contract of the teacher with the board where the teacher holds a copy of the contract, or an affidavit that the teacher does not hold a copy of the contract;

(b) the copy of the application for a Board provided by the applicant;

(c) the notice of the application for a Board provided by the Minister;



- (d) the notice from the Minister that he has directed a judge to act as chairman of the Board; and
- (e) the notice of the nomination by the teacher of a representative to the Board.

(5) Where a board is the applicant, the board shall file with the chairman of the Board three copies of each of,

- (a) the contract of the teacher with the board;
- (b) the notice of termination of contract;
- (c) the statement of the disagreement with the termination of the contract as sent to the Minister;
- (d) the notice from the Minister that he has directed a judge to act as chairman of the Board; and
- (e) the notice of the nomination by the board of a representative to the Board.

(6) The documents to be filed with the chairman under this section shall be filed with him not less than three days before the day upon which the hearing is to begin.

(7) A copy of the documents filed with the chairman by an applicant shall be served by the applicant upon the respondent and a copy of the documents filed with the chairman by a respondent shall be served by the respondent upon the applicant, and such service shall be made by personal service or by registered mail upon the party or upon the solicitor of the party to be served and shall be made not less than three days before the day upon which the hearing is to begin.

(8) A reference shall not be defeated by any error or omission in the supply of the documents referred to in this section, but the chairman may require any such error or omission to be corrected upon such terms as to adjournment, costs and otherwise as he may determine. O. Reg. 519/75, s. 5.

6.—(1) At a reference, the respondent shall begin and at the conclusion of the case for the respondent,

- (a) where the applicant states his intention not to adduce evidence and he has not adduced evidence, the respondent has the right to sum up the evidence and the applicant has the right to reply; and
- (b) where the applicant wishes to adduce evidence, the applicant has the right to open his case and after the conclusion of such opening to adduce evidence and, when all the evidence is concluded, to

sum up the evidence, and the respondent has the right to reply.

(2) Where a party to a reference is represented by counsel or an agent, a right conferred upon the party by subsection (1) may be exercised by his counsel or agent at the option of the party.

(3) Where, for any reason, a party to a reference omits or fails to adduce evidence that is material to his case, the Board, at the request of such party made prior to the giving of the direction of the Board, may permit the party to adduce such evidence upon such conditions in respect of cross-examination, introduction of rebuttal evidence, reply, costs and any other matters as the chairman may direct. O. Reg. 519/75, s. 6.

7. Notwithstanding section 15 of the *Statutory Powers Procedure Act*, the findings of fact of the Board shall be based exclusively on evidence admissible under the law of evidence and on matters of which notice may be taken under section 16 of that Act. O. Reg. 519/75, s. 7.

8.—(1) The evidence before a Board shall be recorded by a person approved and appointed by the chairman of the Board and who, before acting, shall make an oath or affirmation that he will truly and faithfully record the evidence to the best of his abilities.

(2) It is not necessary to transcribe the evidence recorded at a reference unless,

- (a) the chairman orders that it be done, in which case the costs thereof shall be included in the costs of the reference; or
- (b) a party to the reference requests that it be done and pays the costs of the preparation of the transcript.

(3) Where evidence at a reference is transcribed, the transcript shall be accompanied by an affidavit or affirmation of the person recording the evidence that it is a true report of the evidence. O. Reg. 519/75, s. 8.

9. A reference shall be conducted, and the report and direction of the Board shall be, in the English language, except where the Board and the parties to the reference agree that the reference be conducted in the French language, in which case the report and direction of the Board may, at the option of the Board, be in the French language. O. Reg. 519/75, s. 9.

10.—(1) The chairman may, and if required by a party to the reference shall, appoint a person to act as an interpreter at the reference, and such person before acting shall make an oath or affirmation that he will truly and faithfully translate the evidence to the best of his abilities.

(2) The costs of an interpreter shall be included in the costs of the reference. O. Reg. 519/75, s. 10.

**11.—(1)** An application for judicial review of a decision of the Board operates as a stay in the reference.

(2) Where an application for judicial review of a decision of the Board is made where the reference was conducted in the French language, the decision of the Board and the reasons therefor, where reasons have been given, and the transcript, if any, of the oral evidence given at the hearing, shall be translated into the English language, and the costs thereof shall be included in the costs of the reference. O. Reg. 519/75, s. 11.

**12.** A member of a Board who participates in a decision of the Board shall have been present throughout the reference. O. Reg. 519/75, s. 12.

**13.—(1)** The remuneration of members of a Board other than the chairman shall not be less than \$85 per day or greater than \$150 per day.

(2) In addition to the remuneration under subsection (1), a member of a Board is entitled to his actual travelling and living expenses incurred while engaged in his duties as a member of the Board.

(3) Counsel fees, interpreter fees, fees in respect of the recording and transcribing of the evidence, allowances to court attendants and other costs incurred in respect of a reference shall be at the rate for such fees, allowances and costs in matters before a county or district court. O. Reg. 519/75, s. 13.

**14.** A party to a reference who desires to call as a witness an opposite party may either request

the Board to summons him or give him or his solicitor at least five days notice of the intention to examine him as a witness, paying at the same time the amount proper for conduct money, and, if such opposite party does not attend on such summons or notice, the reference may be postponed at the direction of the chairman of the Board. O. Reg. 519/75, s. 14.

**15.** The chairman of the Board may, where it appears necessary for the purposes of the reference, make an order for the examination on oath or affirmation before any person and at any place of a person who has knowledge respecting the matters before the Board and who, because of illness or other reasonable cause, is unable to attend the reference and may permit such deposition to be placed in evidence. O. Reg. 519/75, s. 15.

**16.** The chairman of the Board at a reference may,

(a) order a witness who is not a party to the reference to be excluded from the reference until called to give evidence; and

(b) exclude the testimony of any person who does not comply with an order made under clause (a). O. Reg. 519/75, s. 16.

**17.** A record of a reference compiled by a Board shall be forwarded as soon as practicable by the chairman of the Board to the Minister, and such record shall be retained by the Minister for a period of at least two years after which time they may be destroyed without the necessity of notice thereof being given to either party to the reference. O. Reg. 519/75, s. 17.



## REGULATION 271

under the Education Act

## PUPIL RECORDS

## 1.—(1) In this Regulation,

- (a) "achievement form" means a student achievement form;
- (b) "credit" means recognition granted to a pupil by a principal as *prima facie* evidence that the pupil has successfully completed a quantity of work that,
  - (i) has been specified by the principal in accordance with the requirements of the Minister, and
  - (ii) is acceptable to the Minister as partial fulfilment of the requirements for the Secondary School Graduation Diploma or the Secondary School Honour Graduation Diploma, as the case may be;
- (c) "guardian" includes a person, society or corporation that has custody of a pupil;
- (d) "pupil record" means a record in respect of a pupil that is established and maintained by the principal of a school in accordance with this Regulation;
- (e) "receiving school" means a school or private school to which a pupil transfers from a sending school;
- (f) "record folder" means an Ontario student record folder;
- (g) "record of French instruction" means a student record of accumulated instruction in French as a second language;
- (h) "school" means a school in Ontario operated by the Government of Ontario or by a board;
- (i) "secondary school course" means a course at the secondary school level given at a school or private school; and
- (j) "sending school" means,
  - (i) a school, or
  - (ii) a private school to which a pupil record has been transferred,

from which a pupil transfers to a school or private school. O. Reg. 38/73, s. 1 (1); O. Reg. 30/76, s. 1 (1); O. Reg. 610/78, s. 1.

## (2) For the purposes of this Regulation,

- (a) a pupil retires from school where he withdraws from a school except where,
  - (i) he withdraws for a temporary period with the consent of the principal, or
  - (ii) he transfers to another school or to a private school to which his pupil record, except the index card, is transferred; and
- (b) a pupil retires from a private school where he withdraws from the private school except where,
  - (i) he withdraws for a temporary period with the consent of the principal, or
  - (ii) he transfers to a school or to another private school to which his pupil record, except the index card, is transferred. O. Reg. 38/73, s. 1 (2).

(3) For the purposes of this Regulation, an educational institution that is operated outside Ontario to provide education for pupils whose parents or guardians are members of the Canadian Forces or employees of the Department of National Defence of the Government of Canada shall be deemed to be a private school in Ontario that is operated by the Government of Canada. O. Reg. 30/76, s. 1 (2).

## 2. A pupil record shall consist of,

- (a) a record folder completed in accordance with this Regulation;
- (b) achievement forms in respect of the pupil completed in accordance with this Regulation;
- (c) documents, photographs and information in writing inserted in the record folder with the approval of the principal;
- (d) an index card referred to in section 6; and
- (e) where the pupil is, on or after the 30th day of September, 1977, enrolled in a program of instruction in French as a second language, a record of French instruction completed in accordance with this Regulation. O. Reg. 38/73, s. 2; O. Reg. 610/78, s. 2.

3. This Regulation does not apply to a record established or maintained by the Ministry in respect of a pupil enrolled in a correspondence course that is distributed and supervised by the Ministry. O. Reg. 38/73, s. 3.

4.—(1) A pupil record shall be established at the time of enrolment in respect of each pupil who enrolls for the first time in school.

(2) Where a pupil who retired from school prior to the establishment of a pupil record in respect of such pupil re-enrolls in a school for the first time, a pupil record shall be established in respect of such pupil at the time that he re-enrolls, and where such pupil re-enrolls in a school other than the school in which he was enrolled immediately prior to his retirement from school, the pupil record established under this subsection shall, upon the written requests of the principal of the school at which the pupil has re-enrolled,

- (a) be established by the principal of the school in which the pupil was enrolled immediately prior to his retirement from school; and
- (b) be transferred by the principal establishing the record to the principal of the school at which the pupil has re-enrolled.

5.—(1) Where the progress through school of a pupil has been recorded in a manner other than in accordance with this Regulation and a pupil record is required to be established in respect of such pupil under subsection 4 (2), the pupil record shall be established by,

- (a) transcribing into or attaching to the record folder the items, particulars and summaries required for its completion in accordance with this Regulation;
- (b) completing and inserting in the record folder such achievement forms as may be necessary to record the educational achievement of the pupil; and
- (c) inserting in the record folder such other documents, photographs or other information in writing that in the opinion of the principal should form part of the pupil record for the purpose of the improvement of instruction of the pupil.

(2) Where a principal has established a pupil record in respect of a pupil, the record of progress through school of the pupil and any written information and documents that pertain to the pupil, that have not been inserted in the record folder and that are not records of attendance of pupils recorded in the register supplied by the Minister or recorded in such other manner as is approved by the Minister, shall be destroyed,

- (a) where the pupil or his parent or guardian has examined the pupil record, forthwith; or

- (b) where the pupil or his parent or guardian has not examined the pupil record, after the expiration of six months from the establishment of the pupil record. O. Reg. 38/73, s. 5.

#### OFFICE INDEX CARD

6.—(1) The principal shall establish and maintain an index card for each pupil enrolled in the school and on such index card shall be recorded,

- (a) the full name of the pupil as recorded on the record folder;
- (b) the sex of the pupil;
- (c) the social insurance number of the pupil where the social insurance number is provided by the pupil;
- (d) the date of birth of the pupil and the source of verification thereof;
- (e) the name of the father and mother of the pupil or the name of the guardian of the pupil where applicable;
- (f) the current address and home telephone number of the pupil, and an emergency telephone number in respect of the pupil where the parent or guardian or the pupil provides such a number;
- (g) the date upon which the pupil enrolls in the school and the date upon which the pupil transfers to a receiving school or retires from school;
- (h) the name and address of the receiving school to which the pupil transfers and the date the pupil record in respect of the pupil is transferred to such receiving school;
- (i) the address of the pupil at the date he transfers from the school or at the date the pupil retires from school; and
- (j) the name and address of the school or such other means of identification thereof as may be sufficient to identify the source of the index card. O. Reg. 38/73, s. 6 (1); O. Reg. 911/78, s. 1 (1).

(2) In addition to the information recorded under subsection (1), the principal may cause to be recorded on the index card,

- (a) current particulars of the professional practitioners and advisors of the pupil;
- (b) the pupil's means of transportation to and from school; and



- (c) such other information as the principal considers relevant to assist in locating the pupil or in obtaining assistance for the pupil in the case of an emergency. O. Reg. 38/73, s. 6 (2); O. Reg. 911/78, s. 1 (2).

(3) The index card referred to in subsection (1) shall remain at the school during the period the pupil is enrolled at the school and, where the pupil transfers to another school or to a private school or retires from school, the index card shall be stored at the school from which he transfers or retires, or at a central records office provided by the board, for a period of seventy years from the date upon which the pupil transfers to another school or to a private school, or retires from school, as the case may be. O. Reg. 38/73, s. 6 (3).

#### RECORD FOLDER

7.—(1) A record folder shall be in Form 1 or its equivalent in the French language and shall be obtained from the Ministry or from a supplier designated by the Minister. O. Reg. 30/76, s. 2.

(2) Where the Minister designates a supplier of record folders, the Minister shall ensure by agreement with the supplier that the folders shall be made from paper of similar weight, composition and size to those supplied by the Ministry. O. Reg. 38/73, s. 7 (2).

8.—(1) Subject to subsection (3), Part A of a record folder shall be completed when the pupil record is established and shall indicate the method of verification of the name and date of birth of the pupil.

(2) Where a pupil is known by a surname other than his legal name and where the principal is satisfied that such name is a name obtained by repute, the surname by which the pupil is known may be recorded in Part A in lieu of his legal surname.

(3) Where a principal receives a document that establishes to his satisfaction that a pupil, in respect of whom a pupil record is maintained by the principal, has had his name changed,

- (a) by adoption;
- (b) by marriage; or
- (c) in accordance with the law of the province, state or country in which the document was made,

the principal shall file the document or a notarial copy thereof in the record folder and shall change the name of the pupil on the record folder, the achievement forms and the index card, and thereafter reference to such record folder, achievement forms and index card shall be made as if the original record had been established in the name as changed. O. Reg. 38/73, s. 8.

9. The current address and home telephone number of a pupil and an emergency telephone number in respect of the pupil may be entered on the record folder of the pupil in a place clearly visible and easily located. O. Reg. 911/78, s. 2.

10.—(1) An entry shall be made in Part B of a record folder,

- (a) where an achievement form in respect of the pupil is prepared; and
- (b) where an achievement form is not required to be prepared under subsection 22 (2).

(2) The name of the school or private school or the designation of the school where the school does not have a particular name, shall be recorded in the column in Part B of the record folder under the subheading "School" each time that an entry is made in another column in Part B.

(3) The name of the board that operates the school or the name of the person that operates the school or private school shall be recorded in the column in Part B of the record folder under the subheading "Board" each time that an entry is made in another column in Part B.

(4) The name of the teacher designated by the principal as having basic responsibility for the pupil shall be recorded in the column in Part B of the record folder under the subheading "Teacher contact" each time that an entry is made in another column in Part B. O. Reg. 38/73, s. 9 (1-4).

(5) Where an entry is made in Part B, the month, the day of the month and the year in which the pupil commenced the studies or the work in respect of which the achievement form is prepared shall be entered in the columns in Part B under the subheading "Entered" and where an entry is made in Part B and no achievement form is required to be prepared under subsection 22 (2), the entry in these columns shall be made as if an achievement form was prepared. O. Reg. 911/78, s. 3 (1).

(6) Where an entry is made in Part B, the month, the day of the month and the year in which the pupil completed the studies or the work in respect of which the achievement form is prepared shall be entered in the columns in Part B under the subheading "Completed" and, where an entry is made in Part B and no achievement form is required to be prepared under subsection 22 (2), the entry in these columns shall be the date upon which the pupil transferred from the school to another school or to a private school, or retired from the school, as the case may be. O. Reg. 911/78, s. 3 (2).

(7) Where an entry is made in Part B of the record folder, the grade in which the pupil is placed at the date of such entry shall be recorded opposite such entry in the column under the subheading "Achievement Form No." O. Reg. 911/78, s. 3 (3).

(8) At least one entry in Part B shall be made for each school year. O. Reg. 38/73, s. 9 (8).

11.—(1) A secondary school course that has been successfully completed by a pupil shall be recorded in Part C of the record folder established for the pupil, under one of the subheadings,

- (a) Communications;
- (b) Social and environmental studies;
- (c) Pure and applied sciences; and
- (d) Arts,

in accordance with the classification of the course that was established by the principal for the school year in which the course is successfully completed by the pupil.

(2) Entries made in Part C in respect of secondary school courses that have been successfully completed and that lead to the Secondary School Graduation Diploma or in respect of which a Certificate of Training may be granted shall be recorded on the part of the record folder to the right of the side note "Secondary School Graduation Diploma", and entries made in Part C in respect of secondary school courses that have been successfully completed and that lead to the Secondary School Honour Graduation Diploma shall be recorded on the part of the record folder to the right of the side note "Honour Graduation Diploma".

(3) The title of the secondary school course successfully completed and its local designation shall be entered in the proper column under the sub-subheading "Courses" in Part C. O. Reg. 38/73, s. 10 (1-3).

(4) Where an entry is made in a column under the sub-subheading "Courses", there shall be entered opposite thereto,

- (a) in the column adjacent thereto under the sub-subheading "Year", the number of the grade in which the secondary school course is customarily taken by pupils enrolled in the school or private school;
- (b) in the column under the sub-subheading "Grading" adjacent to the immediate right of the column referred to in clause (a), the number, the letter or letters of the alphabet or a symbol or any combination thereof, as the case may be, that is representative of the grade obtained by the pupil where a grade was given for the course and, where no grade was given for the course, a check mark, asterisk or other symbol shall be entered therein to indicate that no grade was given to pupils in that course in that school year;

(c) in the column under the sub-subheading "Credits" adjacent to the immediate right of the column referred to in clause (b), the value assigned for diploma purposes to the credit awarded to the pupil in respect of the course, and where the credit has a value for diploma purposes that is not an integer, such value shall be expressed as a decimal; and

(d) in the column under the sub-subheading "Date" adjacent to the immediate right of the column referred to in clause (c), the date on which the pupil successfully completed the course. O. Reg. 38/73, s. 10 (4); O. Reg. 911/78, s. 4 (1).

(5) Where a Secondary School Graduation Diploma or a Certificate of Training has been granted to the pupil,

- (a) the date upon which the diploma or certificate was granted shall be recorded opposite the subheading "Date Granted" where it first appears in Part C and if a Certificate of Training was granted it shall be so recorded; and
- (b) the total value assigned for diploma purposes to the credits awarded in respect of the courses under each area of study shall be entered opposite the sub-subheading "total" immediately above the entry referred to in clause (a),

and where a Secondary School Honour Graduation Diploma has been granted to the pupil, the date upon which it was granted shall be entered opposite the subheading "Date granted" where it appears for the second time in Part C.

(6) Where a credit has been obtained at a summer school or at an evening class, the title of the course in respect of which the credit was obtained, the grade, if any, the value of the credit obtained and the date shall be recorded in the appropriate columns in Part C of the record folder in the manner prescribed in subsections (1), (2), (3) and (4). O. Reg. 38/73, s. 10 (5, 6).

(7) There may be entered to the right of Part C of the record folder in respect of a pupil the total number of credits toward the Secondary School Graduation Diploma that have been earned by the pupil as of a specific date, which date shall be entered beside such total number of credits. O. Reg. 911/78, s. 4 (2).

12. Notwithstanding section 11, where a computer or equipment used in connection with a computer is used to record the progress of a pupil through school or to print a part of the pupil record, the record or a copy thereof that is so produced shall be placed in the record folder in respect of the pupil and, where such record or copy contains the infor-

mation that would be required for completion of any entry in Part C of the record folder if the pupil record were maintained and completed without the use of a computer or equipment used in connection with a computer, such information need not be recorded in Part C. O. Reg. 38/73, s. 11.

13.—(1) In Part D of the record folder, only the first names of the parents of a pupil shall be recorded except that, where the surname of the parent differs from the surname of the pupil, the surname of the parent shall be recorded.

(2) Where applicable, the full name of the guardian of a pupil shall be recorded in the space provided therefor in Part D of the record folder.

(3) Where a parent or the guardian of a pupil dies, the date of death shall be recorded opposite the name of such person. O. Reg. 38/73, s. 12.

14.—(1) Subject to subsection (2), a summary of any recommendations regarding special health problems of a pupil that, in the opinion of the principal, are likely to interfere with the achievement of the pupil in school shall be recorded in Part E of the record folder.

(2) The parents of a pupil under the age of eighteen years shall be consulted before an entry is made in Part E of the record folder, and the pupil shall be consulted where the pupil is of the full age of eighteen years.

(3) Entries in Part E of the record folder shall be kept current. O. Reg. 38/73, s. 13.

15. Where a photograph of the pupil in respect of whom a record folder is established is placed in Part F of the record folder, the date, as nearly as may be ascertained, on which the photograph was taken shall be recorded and the photograph may be replaced from time to time with a more recent photograph of the pupil. O. Reg. 38/73, s. 14.

16.—(1) Where a pupil participates in an extra-curricular activity, a record of his participation may be entered in Part G of the record folder.

(2) Where an entry is made under subsection (1), the date of the participation and the date of the entry shall be recorded in Part G of the record folder and additional information in respect of such entry may be inserted in the record folder. O. Reg. 38/73, s. 15.

17.—(1) Part H of a record folder may be used to record,

- (a) the referrals of the pupil, if any, to services or agencies;

- (b) information regarding a talent or special ability of the pupil; and

- (c) out-of-school activities of the pupil and any other information not recorded in Part G of the record folder that may, in the opinion of the principal, be beneficial to teachers in the instruction of the pupil,

and additional information in respect of such entry may be inserted in the record folder. O. Reg. 38/73, s. 16; O. Reg. 911/78, s. 5 (1).

(2) Where a pupil is excused from attendance at school or from full-time attendance at school under an early school leaving program, information in respect thereof, including the date the pupil begins the program, shall be recorded in Part H of the record folder. O. Reg. 911/78, s. 5 (2).

18. Outstanding achievements of a pupil and any awards or scholarships that he receives and the date thereof may be recorded in Part I of the record folder in respect of the pupil, and additional information in respect of such entry may be inserted in the record folder. O. Reg. 38/73, s. 17.

19.—(1) The date upon which a pupil retires from school or from a private school to which his pupil record, except the index card, has been transferred, shall be recorded under the subheading "Date of retirement" in Part J of the record folder in respect of the pupil and, where after such retirement the pupil re-enrolls in school or in a private school that maintains his pupil record, the date of his subsequent retirement from school or from a private school shall be recorded therein.

(2) Where a date is entered under the subheading "Date of retirement" in Part J of a record folder, the address of the pupil at such date shall, where the address is known to the principal, be recorded under the subheading "Address at retirement" in Part J. O. Reg. 38/73, s. 18.

20. Information as to the destination of the pupil in respect of employment or further education upon his retiring from school may be entered in Part K of the record folder. O. Reg. 38/73, s. 19.

#### THE STUDENT ACHIEVEMENT FORM

21.—(1) Subject to subsection (3), an achievement form supplied by the Ministry or by a supplier designated by the Minister shall be in Form 2. O. Reg. 38/73, s. 20 (1).

(2) A board may approve for use in its schools an achievement form in the English or the French language that is not an achievement form in Form 2 if the achievement form,



- (a) provides for the information required under sections 23, 24 and 25;
- (b) contains space for comment by the pupil or his parent or guardian as the case may be; and
- (c) contains the following statement or, in the case of an achievement form in the French language, an accurate translation of the following statement in the French language:

TO STUDENTS AND PARENTS:

This copy of the achievement form should be retained for future reference. The original has been placed in the record folder in respect of the pupil and will be retained for only three years after the pupil retires from school. Every effort has been made to ensure that all entries made are a clear indication of the achievement of the pupil. If you wish to review the information contained in the record folder, please contact the principal. O. Reg. 38/73, s. 20 (2); O. Reg. 911/78, s. 6.

(3) Where the Ministry or a supplier designated by the Minister, at the request of a board, supplies an achievement form in Form 2 translated into the French language, such achievement form shall be deemed to be an achievement form in Form 2.

(4) An achievement form approved by a board under subsection (2) may be produced by means of a computer or equipment used in connection with a computer, and a copy of an achievement form printed thereby is acceptable for inclusion in the record folder.

(5) Subject to subsection (6), an achievement form shall be printed on paper that,

- (a) is white and is capable of retaining its whiteness for the period of time referred to in section 34;
- (b) is sufficiently opaque to permit ink to be applied to both sides of the paper and retain legibility to both sides thereof; and
- (c) is suitable for long-term storage.

(6) Where the information on the achievement form is recorded by means of a computer or equipment used in connection with a computer, the paper on which the information is printed shall be such as to provide as nearly as may be the characteristics set out in subsection (5). O. Reg. 38/73, s. 20 (3-6).

22.—(1) Subject to subsection (2), an achievement form shall be prepared for each pupil at the end of each

school year and at the time the pupil transfers to another school or to a private school, or retires from school, as the case may be, and may be prepared more frequently as required by the board.

(2) Where a pupil transfers to another school or to a private school, or retires from school, within six weeks of the date of his enrolment in the school or within six weeks from the commencement of a new school year, as the case may be, an achievement form need not be prepared in respect of such period.

(3) Where schools are organized on a semester plan, an achievement form shall be prepared at the end of each semester. O. Reg. 38/73, s. 21.

23. The full name of the pupil as recorded on the record folder and the grade in which the pupil is placed shall be entered on the achievement form. O. Reg. 911/78, s. 7, *part*.

24.—(1) There shall be set out on an achievement form,

- (a) a concise statement of the program of study undertaken by the pupil sufficient to enable a teacher to understand the objectives, content and degree of difficulty of the courses included in the program of study;
- (b) in respect of each program of study undertaken by the pupil, a detailed statement provided by an anecdotal description, a percentage mark, a letter grade or any other means that indicates the level of achievement of the pupil in such program of study;
- (c) in respect of a course for which credit may be awarded where the pupil is entitled to such credit, the value assigned to the credit for diploma purposes and, where the credit has a value that is not an integer, such value shall be expressed as a decimal; and
- (d) in respect of a course for which no credit may be awarded, the words "non-credit course".

(2) Where an achievement form in Form 2 is used, the information referred to in clause (1) (a) shall be set out in the column under the heading "Description of Studies" and the information referred to in clauses (1) (b), (c) and (d) shall be set out in the other columns opposite the description of the program of study to which it refers. O. Reg. 38/73, s. 24.

25.—(1) An achievement form shall bear the address and other particulars of the school at which the pupil attained the achievement recorded on the form sufficient to identify the school and shall be signed by the principal of the school or the teacher or other school official designated for such purpose by the principal, and a form so signed is *prima facie*

evidence of the achievement of the pupil recorded on the form.

(2) Where an achievement form is signed by a teacher or other school official designated by the principal, the person signing the form shall indicate thereon that he is signing for and on behalf of the principal and shall give the name of the principal. O. Reg. 38/73, s. 25.

(3) The number of lates and absences of the pupil and, where applicable, promotion to the next grade, may be entered on the achievement form. O. Reg. 911/78, s. 8.

**26.—**(1) Where an achievement form is completed and signed as provided in section 25, the achievement form shall be placed in the record folder of the pupil and a true copy of the achievement form shall,

- (a) be forwarded to the pupil where the pupil has attained the age of eighteen years; or
- (b) be forwarded to the parent or guardian of the pupil where the pupil has not attained the age of eighteen years.

(2) An achievement form that is forwarded as provided in subsection (1) may also constitute a report card in respect of the pupil if it is so noted on the achievement form.

(3) Where an achievement form is used as a report card, the record of attendance of the pupil in respect of the reporting period may be entered on the achievement form. O. Reg. 38/73, s. 26.

**27.** Where a principal receives a request referred to in subsection 237 (4) of the Act and refuses to comply with the request or any part thereof, he shall place in the record folder in respect of the pupil,

- (a) the request received by him; and
- (b) a note indicating his reasons for not complying with the request,

and shall advise the person making the request of his rights under subsection 237 (5) of the Act. O. Reg. 38/73, s. 27; O. Reg. 911/78, s. 9.

#### STUDENT RECORD OF ACCUMULATED INSTRUCTION IN FRENCH AS A SECOND LANGUAGE

**28.—**(1) In this section, "program" means a program in French as a second language.

(2) Subject to subsection (9), a record of French instruction shall be in Form 3.

(3) A record of French instruction shall be established for each pupil who is enrolled in a

program in an elementary school or a secondary school on or after the 30th day of September, 1977.

(4) Subject to subsection (10), an entry shall be made on the record of French instruction in respect of a pupil who is enrolled in a program in an elementary school or a secondary school, during a school year or in a summer course,

- (a) at or before the end of such school year or summer course; and
- (b) when the pupil transfers to another school or to a private school, or retires from school.

(5) The full name of the pupil, as recorded on the record folder, shall be recorded on the record of French instruction, and such record shall be placed in the record folder maintained in respect of the pupil and retained therein, except that it may be removed from the record folder and retained elsewhere in the school for a temporary period while the pupil is enrolled in a program.

(6) Subject to subsection (10), there shall be entered on the record of French instruction established in respect of a pupil, in the column appropriate therefor, for each school year or summer course during which the pupil was enrolled in a program,

- (a) the school year or summer course;
- (b) the name of the educational authority outside Ontario or the board or private school that provided the program;
- (c) the grade in which the pupil was registered;
- (d) the number of hours of instruction received in the subject of French;
- (e) the other subjects in which the pupil received instruction in the French language and the number of hours of such instruction received in each such subject;
- (f) the total number of hours of instruction received by the pupil in a program during such school year or summer course; and
- (g) the total number of hours of instruction in a program that the pupil has accumulated at the end of such school year or summer course,

but no entry shall be made on the record of French instruction in respect of a program taken in a nursery school, or a program taken in evening classes for which no credit is given.

(7) Where a pupil is enrolled in a program for a portion of a school year, the percentage of the school year that he is in such program shall, subject to subsection (10), be entered on his record of French



instruction in the column headed "School Year" to the right of the dotted line.

(8) Where information that is required in respect of previous years for preparing a record of French instruction in respect of a pupil is not obtainable, a notation to this effect shall be made on the record of French instruction, and the estimated total number of hours of instruction in a program accumulated by the pupil shall be entered in the column of the record of French instruction headed "Total hours accumulated at the end of the School year".

(9) A record of French instruction may be produced by means of a computer or equipment used in connection with a computer if the record of French instruction so produced provides the information required under subsections (5), (6), (7) and (8).

(10) Where the principal of a secondary school is satisfied that all the information referred to in clauses (6) (a) to (g), and in subsection (7) where applicable, in respect of a pupil, can be ascertained from the entries on the record folder and the achievement forms in respect of the pupil, taken together, the entry of such information in respect of a program that is taken in the secondary school is not required to be made on the record of French instruction in respect of the pupil. O. Reg. 610/78, s. 3.

#### TRANSFER

29.—(1) Subject to subsections (2), (3) and (4), where a pupil transfers from a sending school to a receiving school, the principal of the receiving school shall, where the receiving school is a school, and may, where the receiving school is a private school, send to the principal of the sending school a written request for transfer of the pupil record in respect of the pupil, and upon receipt of such request the principal of the sending school shall transfer by first class mail to the principal of the receiving school, the materials referred to in clauses 2 (a), (b), (c) and (e) in respect of the pupil.

(2) Where a pupil transfers by reason of promotion or in accordance with instructions of the board from one school to another that is under the jurisdiction of the same board, the principal of the sending school may, without a request therefor in writing, forward to the principal of the receiving school by first class mail or by delivery service provided by the board, the materials referred to in clauses 2 (a), (b), (c) and (e) in respect of the pupil. O. Reg. 610/78, s. 4.

(3) Where the receiving school is a private school, the principal of the sending school shall make the transfer under subsection (1) only where he has received from the principal of the private school written assurance that the private school will maintain, transfer and dispose of the pupil record in accordance with the Act and this Regulation. O. Reg. 911/78, s. 10 (1).

(4) Where the receiving school is a private school that is not operated by the Government of Canada and that is not inspected under subsection 15 (7) of the Act, the principal of the sending school shall make the transfer under subsection (1) only with the consent of,

- (a) the pupil where he has attained the age of eighteen years; or
- (b) the parent or guardian of the pupil where the pupil has not attained the age of eighteen years. O. Reg. 911/78, s. 10 (2).

(5) An original pupil record shall not be transferred to an educational institution outside Ontario, but a true copy of the information contained in the pupil record of a pupil may be sent by registered mail to the principal of such an educational institution where the principal in whose possession the pupil record may be, receives,

- (a) a request for the pupil record from the principal of such educational institution; and
- (b) a request in writing for the transfer of the pupil record signed by,
  - (i) the pupil where the pupil has attained the age of eighteen years, or
  - (ii) the parent or guardian of the pupil where the pupil has not attained the age of eighteen years.

(6) A true copy of the information contained in a pupil record may be provided to,

- (a) the pupil where the pupil has attained the age of eighteen years; or
- (b) the parent or guardian of the pupil where the pupil has not attained the age of eighteen years,

where the pupil or his parent or guardian, as the case may be, satisfies the principal that the pupil requires the copy for the purpose of enrolling in an educational institution outside Ontario. O. Reg. 38/73, s. 28 (5, 6).

30.—(1) Where a pupil has been,

- (a) admitted to or committed to an institution for treatment in respect of alcoholism, drug addiction or a mental disorder;
- (b) sent to a training school or sentenced to a penal or a correctional institution; or
- (c) convicted of an offence under the *Criminal Code* (Canada) or of an offence under the laws of the Province of Ontario or any other jurisdiction,

and an entry in respect thereof has been made in his record or the pupil record discloses one or more of such cases, the principal may, where in his opinion such information is not conducive to the improvement of instruction of the pupil, delete from the record any such entry and for the purpose of so doing may destroy all or part of the pupil record of such pupil after the principal has recreated the pupil record or part thereof for the purpose of making such deletion. O. Reg. 38/73, s. 29.

(2) Where in the opinion of the principal of a school, certain information or material that has been inserted in the record folder in respect of a pupil is no longer conducive to the improvement of instruction of the pupil, the principal may remove such information or material from the record folder and either give it to the pupil or the parent or guardian of the pupil or destroy it. O. Reg. 911/78, s. 11.

31.—(1) Where the principal of a school is of the opinion that a pupil record or any part of a pupil record should be established and maintained in the French language, the principal may, with the approval of the board, establish and maintain the pupil record or the part thereof in the French language.

(2) Where the principal of a private school that maintains a pupil record is of the opinion that the pupil record or any part of the pupil record should be maintained in the French language, the principal may, with the approval of the person operating the private school, maintain the pupil record or the part thereof in the French language.

(3) Where the principal of a school or a private school maintains a pupil record in the French language and the pupil transfers from a sending school to a receiving school and the principal of the receiving school is of the opinion that the pupil record should be maintained in the English language, the part of the pupil record that is in the French language shall not be translated and the pupil record may be maintained thereafter in the English language.

(4) Where the principal of a school or a private school maintains a pupil record in the English language and the pupil transfers from a sending school to a receiving school and the principal of the receiving school is of the opinion that the pupil record should be maintained in the French language, the part of the pupil record that is in the English language shall not be translated and the pupil record may be maintained thereafter in the French language. O. Reg. 38/73, s. 30.

32. Where a pupil retires from school or from a private school that maintains a pupil record in respect of the pupil and the pupil, where he has attained the age of eighteen years, or his parent or guardian, where the pupil has not attained such age, so requests, the

principal shall give to the pupil or his parent or guardian, as the case may be,

- (a) a true copy of Part C of the record folder in respect of the pupil; and
- (b) exclusive of the achievement forms and the record of French instruction, the information and materials that are stored in the record folder,

and where the information and materials referred to in clause (b) are not requested by the pupil or by his parent or guardian, as the case may be, they shall be retained in the pupil record until the 31st day of July of the year following the year in which the pupil retires from school, after which date they shall be destroyed forthwith. O. Reg. 38/73, s. 31; O. Reg. 610/78, s. 5; O. Reg. 911/78, s. 12.

33. The achievement forms retained in a record folder in respect of a pupil may be destroyed after three years next following the year in which the pupil retires from school or from a private school that maintains a pupil record in respect of the pupil. O. Reg. 38/73, s. 32.

34.—(1) Subject to subsection (3), a record folder in respect of a pupil shall be retained by the board,

- (a) in the school attended by the pupil immediately before his retirement from school; or
- (b) in a central records office maintained by the board that operated the school referred to in clause (a),

for a period of seventy years from the year in which the pupil retires from school.

(2) Where a pupil retires from a private school that maintains a pupil record in respect of the pupil, the private school, after a period of three years next following the year in which the pupil retires from the private school, may, where the sending school in respect of that pupil is not a private school, return the record folder to the sending school, in which case subsection (1) applies as if such sending school were the school attended by the pupil immediately before his retirement from school and, where the private school does not return the record folder to the sending school, subsections (1) and (3) apply with necessary modifications to the private school in respect of such record folder.

(3) Where a record folder in respect of a pupil has been microrecorded in a manner that permits a reproduction to be printed, the record folder may be destroyed after three years following the year in which the pupil retires from school or from a private school that maintains a pupil record in respect of that pupil and the microrecording shall be retained for a period of seventy years after the retirement of the pupil.

(4) Where a private school that maintains a pupil record ceases to operate as a private school,

(a) a pupil record that was retained by the private school in respect of a former pupil; and

(b) a pupil record of a pupil of the private school who does not transfer to a school or to a private school to which his pupil record is transferred,

shall forthwith be sent to the Minister. O. Reg. 38/73, s. 33.

(5) Where a school section is declared inactive, a secondary school district or separate school board

is discontinued or a board is dissolved and its assets not vested in another board,

(a) a pupil record in respect of a former pupil, that was retained by the board or by a school operated by the board; and

(b) a pupil record in respect of a pupil of a school operated by the board, who does not transfer to a school or private school to which his pupil record is transferred,


shall forthwith be sent to the Minister. O. Reg. 30/76, s. 3.

(6) In this section, "record folder" shall, where a record of French instruction has been prepared in respect of the pupil, include such record. O. Reg. 610/78, s. 6.

## Form 1

## Education Act

# THE ONTARIO STUDENT RECORD FOLDER

[illegible]

Ministry of Education,  
Ontario

- 1 This folder and contents are the property of the school. The student whose name appears on it and his parent(s) or legal guardian(s) are permitted access to it.
- 2 Teachers are requested to familiarize themselves with the manual that has been prepared to accompany the folder.







For photo-copying purposes please do not type outside of this line

<div>D</div> <div>Father</div> <div>Mother</div> <div>Guardian</div>	<div>If deceased enter date</div>	<div>G</div> <div>Extra-curricular school activities</div> <div>dates</div>
<div>E</div> <div>Special health information</div> <div>Heart <input type="checkbox"/>Hearing <input type="checkbox"/></div> <div>Sight <input type="checkbox"/>Speech <input type="checkbox"/></div> <div>Other <input type="checkbox"/></div> <div>Recommendation:</div>	<div>F</div> <div>Place photograph here</div>	<div>I</div> <div>additional information in folder <input type="checkbox"/></div> <div>Special achievements in school activities</div> <div>dates</div>
<div>H</div> <div>Additional information</div> <div>Entries in this section should be reviewed annually</div>	<div>J</div> <div>additional information in folder <input type="checkbox"/></div> <div>Date of retirement</div> <div>Address at retirement</div>	<div>K</div> <div>additional information in folder <input type="checkbox"/></div> <div>Follow-up information</div>



**To students and parents:**

This copy of the achievement form should be retained for future reference. The original has been placed in the record folder in respect of the pupil and will be retained for only three years after the pupil retires from school. Every effort has been

made to ensure that all entries made are a clear indication of the achievement of the pupil. If you wish to review the information contained in the record folder, please contact the principal.

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Comment by student and/or parents:

## Form 3

## Education Act

## STUDENT RECORD OF ACCUMULATED INSTRUCTION IN FRENCH AS A SECOND LANGUAGE

**SIDE A**

Junior Kindergarten  
to Grade 8

[illegible]







## REGULATION 272

under the Education Act

### PURCHASE OF MILK

1. A board is authorized to purchase milk for free distribution to pupils in schools under its jurisdiction. R.R.O. 1970, Reg. 201, s. 1.

2. The authority of a board may be exercised on the terms and conditions,

(a) the distribution is effected only on school days between 8.45 a.m. and 4.00 p.m. and under the supervision and direction of the principal; and

(b) that the milk is consumed on the school premises. R.R.O. 1970, Reg. 201, s. 2.



## REGULATION 273

under the Education Act

### SCHOOL YEAR AND SCHOOL HOLIDAYS

#### INTERPRETATION

#### 1.—(1) In this Regulation,

- (a) “instructional day” means a school day that is designated as an instructional day on a school calendar and upon which day an instructional program that may include examinations is provided for each pupil whose program is governed by such calendar;
- (b) “professional activity” includes evaluation of the progress of pupils, consultation with parents, the counselling of pupils, curriculum and program evaluation and development, professional development of teachers and attending educational conferences;
- (c) “professional activity day” means a school day that is designated as a day for professional activities on a school calendar;
- (d) “school day” means a day that is within a school year and is not a school holiday; and
- (e) “school year” means the period prescribed as such by or approved as such under this Regulation.

(2) A board may designate half a school day an instructional program and the remainder of the day for professional activities, but such a day constitutes a half-day in determining the number of instructional days in the school year. O. Reg. 546/73, s. 1.

2.—(1) Subject to section 4, the school year shall commence on the day following Labour Day and end on the 30th day of June but, when the 30th day of June is a Monday or Tuesday, the school year shall end on the preceding Friday.

(2) Subject to section 4, a school year shall include at least 185 instructional days, and the remaining school days shall be professional activity days.

(3) Subject to section 4, the following are school holidays:

1. Every Saturday and Sunday.

2. A day appointed by the Governor General or the Lieutenant Governor as a public holiday or for thanksgiving.

3. Where the school is open during July and August, Dominion Day and Labour Day.

4. Good Friday.

5. Victoria Day.

6. A Christmas vacation to begin on the 23rd day of December or, when the 23rd day of December is a Tuesday, on the 22nd day of December and to end on the 2nd day of January or, when the 2nd day of January is a Thursday, on the 3rd day of January.

7. Five consecutive days commencing on the Monday next following the Friday preceding the 21st day of March, or five consecutive days, exclusive of Saturday and Sunday, that are within the period from the first school day in January to the last school day in June, and are designated as school holidays in lieu thereof by the board that operates the school.

8. Easter Monday or a day designated as a school holiday in lieu thereof by the board that operates the school.

9. Where Remembrance Day is not Saturday or Sunday, Remembrance Day or a day designated as a school holiday in lieu thereof by the board that operates the school. O. Reg. 546/73, s. 2.

3. In each year every board shall, except in respect of a school or class for which the board has submitted a proposed school calendar under section 4, prepare, adopt and submit to the Minister on or before the 1st day of May, in respect of the school year next following, the school calendar or school calendars to be followed in the schools under its jurisdiction, and each such school calendar shall,

- (a) state the school or schools in which the calendar is to be followed;
- (b) conform to section 2; and
- (c) identify each day of the school year as an instructional day, a professional activity day or a school holiday. O. Reg. 546/73, s. 3.

4.—(1) For one or more schools under its jurisdiction a board may designate a school year and school holidays that are different from those prescribed in section 2 and, where a board does so, the board shall submit to the Minister on or before the 1st day of March a proposed school calendar for the school year next following in respect of such school or schools, identifying thereon each day of the school year as an instructional day, a professional activity day or a school holiday, and the board may, upon approval thereof by the Minister, implement such school calendar.

(2) Where the Minister informs a board that he does not approve the school calendar submitted under subsection (1), the board may amend its proposed school calendar and submit to the Minister a revised school calendar and, upon approval thereof by the Minister, the board may implement the revised school calendar.

(3) Where a board has submitted a proposed school calendar under subsection (1) and the Minister has not approved on or before the 15th day of April such calendar or a revision thereof submitted under subsection (2), the board shall, on or before the 1st day of May, prepare, adopt and submit to the Minister a school calendar in accordance with section 3. O. Reg. 546/73, s. 4.

5.—(1) Where, in the opinion of the board, it is desirable to alter a school calendar that has been submitted under section 3 or subsection 4 (3) or approved and implemented under subsection 4 (1) or (2), the board may, with the prior approval of the Minister, alter the school calendar.

(2) Where,

(a) a school or class is closed for a temporary period because of failure of transportation arrangements, inclement weather, fire, flood, a breakdown of the school heating plant or a similar emergency, or a school is closed under the *Public Health Act* or the *Education Act*; and

(b) the school calendar is not altered under subsection (1),

the day on which the school or class is closed remains an instructional day or a professional activity day, as the case may be, as designated on the school calendar applicable to such school or class. O. Reg. 546/73, s. 5.

6. Nothing in this Regulation shall operate to prevent the holding of a meaningful and significant program in observance of Remembrance Day. O. Reg. 546/73, s. 6.



## REGULATION 274

### under the Education Act

#### SPECIAL EDUCATION PROGRAMS AND SERVICES

1. A Special Education Program Placement and Review Committee established by a board under clause 30 (2) (b) of Regulation 262 of Revised Regulations of Ontario, 1980 is deemed to be a committee referred to in subparagraph iii of paragraph 5 of subsection 10 (1) of the Act for the purposes of identifying exceptional pupils and making and reviewing placements of exceptional pupils. O. Reg. 1057/80, s. 1.

2.—(1) The decision of an admissions board established before this Regulation came into force, to admit a trainable retarded child to a school or class for trainable retarded children is deemed to be a decision of a committee referred to in subparagraph iii of paragraph 5 of subsection 10 (1) of the Act to identify such child as an exceptional pupil and to place the child in a school or class for trainable retarded pupils.

(2) Each board that had, prior to the day when this Regulation comes into force, established an admissions board referred to in subsection (1) shall forthwith establish a committee referred to in subparagraph iii of paragraph 5 of subsection 10 (1) of the Act and the provisions of Regulation 262 of Revised Regulations of Ontario, 1980 in respect of special education programs and services shall apply to the placement and review of placement of the trainable retarded pupils in schools and classes for trainable retarded pupils operated by such board. O. Reg. 1057/80, s. 2.

3.—(1) Each board shall prepare and approve a plan in accordance with a planning guide provided by the Minister that will disclose the methods by which and the times within which the board shall comply with paragraph 7 of section 149 of the Act in relation to exceptional pupils of the board who are not trainable retarded pupils.

(2) A plan referred to in subsection (1) shall be submitted to the Minister not later than the 1st day of May, 1982 for review by the Minister.

(3) A plan referred to in subsection (1) shall provide for an annual review of the plan and any amendment to the plan that is a result of the review shall be submitted to the Minister for review by the Minister. O. Reg. 1057/80, s. 3.

4.—(1) Each public school board, Roman Catholic separate school board and Protestant separate school board shall prepare and approve a plan for the establishment and provision of schools or classes for their resident pupils who are trainable retarded pupils or for the entering into of one or more agreements with

another board or boards, for the provision of instruction for such pupils.

(2) Each plan referred to in subsection (1) shall be developed in consultation and co-operation with the board or boards that have provided schools or classes for trainable retarded pupils who are qualified to be resident pupils of the public school board, Roman Catholic separate school board or Protestant separate school board, as the case may be, to ensure that the transfer of the trainable retarded pupils is carried out with the least possible disruption to the program for the trainable retarded pupils.

(3) A plan referred to in subsection (1) shall be submitted to the Minister not later than the 1st day of May, 1982 for review by the Minister. O. Reg. 1057/80, s. 4.

5. Each board shall not later than the 1st day of May, 1982 prepare and approve a plan for the enrolment of each developmentally handicapped person who is,

(a) in attendance at a day nursery licensed under the *Day Nurseries Act* that has a program for developmentally handicapped children; and

(b) qualified to be a resident pupil of the board,

and shall submit such plan to the Minister for approval. O. Reg. 1057/80, s. 5.

6. Each board shall not later than the 1st day of May, 1982 prepare and approve a plan for the enrolment of each person who is qualified to be a resident pupil of the board or who except as to residence would be qualified to be a resident pupil of the board and who,

(a) resides in a facility listed in Schedule 1 of Regulation 242 of Revised Regulations of Ontario, 1980 that is not a facility at which the Minister provides an educational program;

(b) resides in a facility designated under section 2 of the *Developmental Services Act* that is not a facility listed in Schedule 1 of Regulation 242 of Revised Regulations of Ontario, 1980;

(c) is lodged in a home for special care established, approved or licensed under the *Homes for Special Care Act*; or

(d) resides in a home for retarded persons or an auxiliary residence approved under the *Homes for Retarded Persons Act*,

and shall submit such plan to the Minister for review by the Minister. O. Reg. 1057/80, s. 6.

7. The refusal of admission of a person to a school or class for trainable retarded children by an admissions board before this Regulation came into force, does not prevent the enrolment of such person in a school or his subsequent placement in a school or a class for trainable retarded children on or after the day when this Regulation comes into force. O. Reg. 1057/80, s. 7.

8.—(1) A plan prepared and approved by a board in accordance with section 3 in respect of its exceptional pupils who are not trainable retarded pupils and in accordance with section 6 in respect of trainable retarded pupils, shall be implemented by the board in accordance with the terms of each of the plans, as the case may be, as to the dates by which and the extent to which special education programs and special education services shall be established or provided for its exceptional pupils who are not trainable retarded pupils and its trainable retarded pupils.

(2) A plan prepared and approved by a public school board, Roman Catholic separate school board or a Protestant separate school board, as the case may be, in accordance with section 4 shall be implemented by the board in accordance with the terms of the plan on and after the date designated by the order of the Lieutenant Governor in Council made in respect of such board.

(3) A plan developed by a board in accordance with section 5 shall be implemented by the board in accordance with the terms of the plan where the plan is approved by the Minister. O. Reg. 1057/80, s. 8.

9. It is a condition of a plan developed under this Regulation that each committee referred to in subparagraph iii of paragraph 5 of subsection 10 (1) of the Act is authorized to schedule the referrals to the committee in such manner as to enable the committee to deal with the referrals in an orderly manner. O. Reg. 1057/80, s. 9.

10. Where,

- (a) the plans and any amendment thereto submitted under section 3; or
- (b) the plans submitted under section 4 or 6,

have been reviewed, the Minister may require any board that submitted a plan or an amendment thereto, as the case may be, to make changes in the plan that the Minister considers necessary to maintain uniformity in the planning approach of boards and the plan as changed shall be resubmitted to the Minister and implemented in accordance with subsection 8 (1) or (2), as the case may be. O. Reg. 1057/80, s. 10.

## REGULATION 275

under the Education Act

### SPECIAL GRANT

1. Subject to the approval of the Lieutenant Governor in Council, the Minister may pay in any year, pursuant to a request from a board, in addition to the grant payable under the General Legislative Grant Regulation for such year, a special grant to such board where the General Legislative Grant otherwise payable to the board has placed or will place, in the opinion of the Minister, an undue burden upon all the ratepayers or supporters of the board or upon such of them as are assessed in a particular municipality or locality within the area of jurisdiction of the board. O. Reg. 880/74, s. 1.

2. A board to which a special grant is paid in a year under section 1 is not precluded from applying for and receiving a special grant in an ensuing year. O. Reg. 880/74, s. 2.

3. The Minister, subject to the approval of the Lieutenant Governor in Council, shall prescribe the purpose to which a special grant paid under this Regulation is to be applied, and the amount of such special grant is recoverable in the year next following the year in which it is made if it is not applied as prescribed. O. Reg. 880/74, s. 3.



# REGULATION 276

## under the Education Act

### SUPERVISORY OFFICERS

#### PART 1

##### QUALIFICATIONS OF SUPERVISORY OFFICERS

#### 1.—(1) In this Part,

- (a) "architect" means a person who is a member of the Ontario Association of Architects or a person who is licensed to practise as an architect under the *Architects Act*;
- (b) "chartered accountant" means a member of The Institute of Chartered Accountants of Ontario;
- (c) "Principal's Certificate" means a permanent principal's certificate;
- (d) "professional engineer" means a person registered as a professional engineer or a person who is licensed to practise as a professional engineer under the *Professional Engineers Act*. O. Reg. 140/75, s. 1 (1).

(2) A person who holds a Supervisory Officer's Certificate or who under this Regulation is deemed to hold a Supervisory Officer's Certificate is qualified as a supervisory officer under this Regulation, and a person employed by a board with the approval of the Minister under subsection 3 (4) is qualified as a supervisory officer under this Regulation for the period during which the person is employed by the board in a position referred to in that subsection. O. Reg. 496/79, s. 1.

2.—(1) A candidate for a Supervisory Officer's Certificate shall make application to the Minister before the first day of December to take, in the year next following, the written and oral examinations prescribed by the Minister. O. Reg. 140/75, s. 2 (1).

(2) A candidate for a Supervisory Officer's Certificate shall submit to the Minister with his application evidence that he has seven years of successful experience,

- (a) as a teacher and that he holds,
  - (i) the degree of Bachelor of Arts or Bachelor of Science from an Ontario university, or a degree the Minister considers equivalent thereto,

- (ii) a permanent teaching certificate valid in Ontario, and

- (iii) one of,

- (A) an Elementary School Principal's Certificate,
- (B) a Secondary School Principal's Certificate, Type A,
- (C) a Secondary School Principal's Certificate, Type B,
- (D) a Secondary School Principal's Certificate,
- (E) a Program Supervision and Assessment qualification and, subsequent to obtaining such qualification, at least one year of successful experience as principal or vice-principal of a school, as certified by the appropriate supervisory officer, or
- (F) a Master of Education degree or a degree the Minister considers equivalent thereto; or

- (b) in business administration acceptable to the Minister, at least two years of which is in the employ of a board in Ontario or of the Ministry, and that he holds,

- (i) the degree of Bachelor of Arts or Bachelor of Science from an Ontario university or a degree the Minister considers equivalent thereto, or is an architect, a chartered accountant or a professional engineer, or holds a professional qualification the Minister considers equivalent thereto, and

- (ii) one of,

- (A) the degree of Master of Education or Master of Business Administration or a degree the Minister considers equivalent thereto, or
- (B) a certificate indicating successful completion of a program in school management approved by the Minister and



evidence of successful completion of two additional courses approved by the Minister for the purpose of this clause; or

- (c) in business administration acceptable to the Minister, at least five years of which is in the employ of a board in Ontario or of the Ministry, and that he holds,

- (i) a certificate as a Certified General Accountant, or a designation as a Registered Industrial Accountant from the Society of Management Accountants, and

- (ii) the qualifications set out in subclause (b) (ii). O. Reg. 496/79, s. 2; O. Reg. 726/79, s. 1.

(3) The examinations referred to in subsection (1) shall be held at such times and places as the Minister determines and shall be based on,

- (a) the Acts administered by the Minister and the regulations thereunder;
- (b) the curriculum guidelines and other reference material pertaining to elementary and secondary education in Ontario; and
- (c) theories and practices of supervision, administration, and business organization that may be applicable to the effective operation of a school system.

(4) Where a candidate obtains standing satisfactory to the Minister on each of the written and oral examinations referred to in subsection (1), the Minister shall grant him a Supervisory Officer's Certificate. O. Reg. 140/75, s. 2 (3), 4.

3.—(1) A supervisory officer responsible for the development, implementation, operation and supervision of educational programs in schools shall,

- (a) hold the qualifications set out in clause 2 (2) (a) and a Supervisory Officer's Certificate; or
- (b) be a person who is deemed to hold a Supervisory Officer's Certificate under section 4. O. Reg. 496/79, s. 3 (1).

(2) A senior business official who,

- (a) reports to a director of education; or
- (b) reports to an assistant director of education or associate director of education; or
- (c) is employed by a board that has an enrolment of more than 600 pupils and that does not employ a director of education,

shall, subject to subsection (4), be a person who holds, or who under this Regulation is deemed to hold, a Supervisory Officer's Certificate, or who holds other qualifications acceptable to the Minister. O. Reg. 140/75, s. 3 (2); O. Reg. 496/79, s. 3 (2).

(3) A business official who,

- (a) is assigned one or more of the duties of a supervisory officer;
- (b) reports to a senior business official referred to in subsection (2); and
- (c) has been appointed to a position designated by a board as superintendent, assistant superintendent, comptroller, assistant comptroller, business administrator or assistant business administrator or to a position that the board considers equivalent thereto and that has been approved by the Minister,

shall, subject to subsection (4), be a person who holds, or who under this Regulation is deemed to hold, a Supervisory Officer's Certificate, or who holds other qualifications acceptable to the Minister. O. Reg. 140/75, s. 3 (3); O. Reg. 496/79, s. 3 (3).

(4) A board may, with the approval of the Minister, appoint as a senior business official to whom subsection (2) applies or a business official to whom subsection (3) applies, for a term fixed by the Minister, a person who does not hold a Supervisory Officer's Certificate and is not deemed to hold such certificate under this Regulation if,

- (a) such person holds the qualifications set out in subclause 2 (2) (b) (i) or subclause 2 (2) (c) (i) and agrees with the board in writing to complete the requirements of subclause 2 (2) (b) (ii) or subclause 2 (2) (c) (ii), as the case may be, within the term fixed by the Minister and to be a candidate at the written or oral examinations referred to in subsection 2 (1) at the first opportunity available to such person; and
- (b) the board agrees with the Minister in writing that it will take all necessary steps to terminate the appointment of the person to such position forthwith upon the person ceasing to make satisfactory progress toward the completion of such requirements. O. Reg. 496/79, s. 3 (4).

4. A person who, prior to the 1st day of July, 1974,

- (a) held an Elementary School Inspector's Certificate, a Public School Inspector's Certificate, a Secondary School Principal's Certificate, or a Secondary School Principal's Certificate, Type A; or

- (b) served as a provincial inspector of secondary schools or a municipal inspector of secondary schools,

is deemed to hold a Supervisory Officer's Certificate. O. Reg. 140/75, s. 4.

5.—(1) A person who was in the employ of a board on the 31st day of August, 1975, in a position referred to in subsection 3 (2) or (3), is deemed to hold a Supervisory Officer's Certificate.

(2) A person employed in the Ministry on the 31st day of August, 1975, in a position that the Minister considers similar to one of those referred to in subsection 3 (2) or (3) is deemed to hold a Supervisory Officer's Certificate. O. Reg. 140/75, s. 5.

## PART II

### TRANSFER AND DISMISSAL

6.—(1) In this section, "redundant" in respect of the position of a supervisory officer means no longer required to be filled by reason of,

- (a) the implementation by a board of a long range organizational plan of operation in respect of schools or of supervisory services that eliminates the position or merges it with another position;
- (b) a reduction in the number of classes or in the business functions of the board for which supervision is required; or
- (c) a change in duties or requirements placed upon boards by or under any Act that renders a supervisory service unnecessary or reduces the need for such service.

(2) Where a board declares the position of a supervisory officer redundant, the board shall,

- (a) give the supervisory officer at least three months' notice in writing that the position has been declared redundant;
- (b) transfer the supervisory officer to a position for which he is qualified, with supervisory and administrative responsibilities as similar as possible to those of his previous position; and
- (c) pay the supervisory officer for at least one year following the date of the transfer with no reduction in his rate of salary. O. Reg. 140/75, s. 6.

7. Where a board considers that a supervisory officer has neglected his duty or is guilty of misconduct or inefficiency, the board shall cause notice to be given in writing to the supervisory officer stating the alleged neglect, misconduct or in-

efficiency and requiring that he appear before a committee of the board, on a specified date not less than six months from the date of the notice, to review his performance. O. Reg. 140/75, s. 7.

8.—(1) Where the committee referred to in section 7 reports to the board that the work of the supervisory officer is so unsatisfactory as to constitute grounds for dismissal under section 257 of the Act, the board shall meet in committee of the whole board to consider the matter and, where with the approval of at least two-thirds of the members of the board such committee determines to forward to the board a recommendation of dismissal, such recommendation shall include the reasons therefor, and the chairman of the committee shall send a copy of the recommendation to the supervisory officer and shall advise him in writing that he is entitled to a hearing, to which Part I of the *Statutory Powers Procedure Act*, except subsection 9 (1) thereof, shall apply, such hearing to be before the committee of the whole board, and that, if he does not request a hearing within fifteen days after the date of the advice, he shall be considered to have waived the hearing.

(2) Where the supervisory officer requests a hearing, the board shall designate a person to be a party to the proceedings to represent the board at the hearing and shall forthwith communicate the name and address of the person so designated to the supervisory officer. O. Reg. 140/75, s. 8.

9.—(1) After the hearing or after the supervisory officer has waived the hearing referred to in section 8, the committee of the whole board shall either withdraw its recommendation of dismissal or, where at least two-thirds of the members of the board approve the recommendation of dismissal, forward it to the board through the chairman of the board.

(2) Upon receipt of the recommendation of dismissal, the board shall vote upon it and, where at least two-thirds of the members of the board approve the recommendation, the supervisory officer is dismissed. O. Reg. 140/75, s. 9.

10. Where a supervisory officer is dismissed in accordance with section 9, the board shall pay him a severance allowance equal to the salary to which he would have been entitled for the remainder of the school year or for six months, whichever is the greater. O. Reg. 140/75, s. 10.

11. Where a supervisory officer is charged with an offence against the laws of Canada or Ontario in respect of conduct that the board believes constitutes grounds for suspension under section 257 of the Act, the board may suspend the supervisory officer from any or all of his duties and shall continue to pay him his salary until a court has finally decided the case and the time for making an appeal has passed. O. Reg. 140/75, s. 11.

**12.** Where a supervisory officer is convicted of an offence against the laws of Canada or Ontario in respect of conduct that the board believes constitutes grounds for dismissal under section 257 of the Act, the board shall cause notice to be given in writing to the supervisory officer that it proposes to dismiss him, and such notice shall include the reasons for the proposed dismissal and shall advise the supervisory officer that he is entitled to a hearing, to which Part I of the *Statutory Powers Procedure Act*, except subsection 9 (1) thereof, shall apply, such hearing to be before the committee of the whole board, and that if he does not request a hearing within fifteen days after the date of the notice, he shall be considered to have waived the hearing. O. Reg. 140/75, s. 12.

**13.—(1)** After the hearing or after the supervisory officer has waived the hearing referred to in

section 12, the board shall meet in committee of the whole board and, where at least two-thirds of the members of the board approve, forward a recommendation for dismissal to the board through the chairman of the board.

(2) Upon receipt of the recommendation of dismissal, the board shall vote upon it and, where at least two-thirds of the members of the board approve the recommendation, the supervisory officer is dismissed. O. Reg. 140/75, s. 13.

**14.** Where a supervisory officer is dismissed in accordance with section 13 and is paid a severance allowance, such allowance shall not exceed the severance allowance set out in section 10. O. Reg. 140/75, s. 14.

REGULATION 277

under the Education Act

TEACHERS' CONTRACTS

FORM OF CONTRACTS

1.—(1) Every contract between a board and a permanent teacher shall be in Form 1.

(2) Every contract between a board and a probationary teacher shall be in Form 2. R.R.O. 1970, Reg. 208, s. 1.

PAYMENT OF SALARIES

2.—(1) A board shall pay the salary of a teacher under its jurisdiction in the number of payments set forth in the contract but not fewer than ten.

(2) Where during the term of a contract between a board and a teacher the salary of the teacher is changed by mutual agreement in writing between the board and the teacher, the contract shall be deemed to be varied accordingly. R.R.O. 1970, Reg. 208, s. 2.

Form 1

Education Act

PERMANENT TEACHER'S CONTRACT

This Agreement made in duplicate this.....day of....., 19...., between..... hereinafter called the "Board" and ..... of { the ..... of ..... in the County } (or as the case may be) of ..... } hereinafter called the "Teacher".

1. The Board agrees to employ the Teacher as a permanent teacher and the Teacher agrees to teach for the Board commencing the .....day of ..... 19.... at a yearly salary of ..... Dollars, subject to any changes in salary mutually agreed upon by the Teacher and the Board, payable in ..... payments, (not fewer than ten) less any lawful deduction, in the following manner:

- i. Where there are ten payments, one-tenth on or before the last teaching day of each teaching month.
- ii. Where there are more than ten payments, at least one-twelfth on or before the last teaching day of each teaching month, any unpaid balance being payable on or before the last teaching day of June, or at the time of leaving the employ of the Board, whichever is the earlier.

2. This Agreement is subject to the Teacher's continuing to hold qualifications in accordance with the Acts and the regulations administered by the Minister.

3. The Teacher agrees to be diligent and faithful in his duties during the period of his employment, and to perform such duties and teach such subjects as the Board may assign under the Acts and the regulations administered by the Minister.

4. Where the Teacher attends an educational conference for which the school has been legally closed and his attendance thereat is certified by the supervisory officer concerned or by the chairman of the conference, the Board agrees to make no deductions from the Teacher's salary for his absence during that attendance.

5. Where an Act of Ontario or a regulation thereunder authorizes the Teacher to be absent from school without loss of pay, the Board agrees that no deduction from his pay will be made for the period of absence so authorized.

6. This Agreement may be terminated,

- (a) at any time by the mutual consent in writing of the Teacher and the Board; or
- (b) on the 31st day of December in any year of the Teacher's employment by either party giving written notice to the other on or before the last preceding 30th day of November; or
- (c) on the 31st day of August in any year of the Teacher's employment by either party giving written notice to the other on or before the last preceding 31st day of May.

7. The Teacher agrees with the Board that in the event of his entering into an agreement with another board he will within forty-eight hours notify



the Board in writing of the termination of this Agreement unless the notice has already been given.

8. Where the Teacher is to be transferred by the Board from a school in one municipality to a school in another municipality, the Board agrees to notify the Teacher in writing on or before the 1st day of May immediately prior to the school year for which the transfer is effective, but nothing in this paragraph prevents the transfer of a teacher at any time by mutual consent of the Board and the Teacher.

9. This Agreement shall remain in force until terminated in accordance with any Act administered by the Minister or the regulations thereunder.

In witness whereof the Teacher has signed and the Board has affixed hereto its corporate seal attested by its proper officers in that behalf.

.....  
(signature of Chairman of the Board)

.....  
(signature of Secretary of the Board)

.....  
(signature of Teacher)

R.R.O. 1970, Reg. 208, Form 1; O. Reg. 803/73, s. 1; O. Reg. 676/74, s. 1.

Form 2

Education Act

PROBATIONARY TEACHER'S CONTRACT

This Agreement made in duplicate this.....day of....., 19...., between..... hereinafter called the "Board" and..... of { the ..... of ..... in the County } (or as the case may be) of ..... hereinafter called the "Teacher".

1. The Board agrees to employ the Teacher as a probationary teacher for a probationary period of .....years and the Teacher agrees to teach for the Board commencing the .....day of..... 19.... at a yearly salary of ..... Dollars, subject to any changes in salary mutually agreed upon by the Teacher and the Board, payable in

..... payments, less any lawful (not fewer than ten) deduction, in the following manner:

- i. Where there are ten payments, one-tenth on or before the last teaching day of each teaching month.
- ii. Where there are more than ten payments, at least one-twelfth on or before the last teaching day of each teaching month, any unpaid balance being payable on or before the last teaching day of June, or at the time of leaving the employ of the Board, whichever is the earlier.

2. This Agreement is subject to the Teacher's continuing to hold qualifications in accordance with the Acts and regulations administered by the Minister.

3. The Teacher agrees to be diligent and faithful in his duties during the period of his employment, and to perform such duties and teach such subjects as the Board may assign under the Acts and regulations administered by the Minister.

4. Where the Teacher attends an educational conference for which the school has been legally closed and his attendance thereat is certified by the supervisory officer concerned or by the chairman of the conference, the Board agrees to make no deductions from the Teacher's salary for his absence during that attendance.

5. Where an Act of Ontario or a regulation thereunder authorizes the Teacher to be absent from school without loss of pay, the Board agrees that no deduction from his pay will be made for the period of absence so authorized.

6. Notwithstanding anything in this contract this Agreement may be terminated,

- (a) at any time by the mutual consent in writing of the Teacher and the Board; or
- (b) on the 31st day of December in any year of the Teacher's employment by either party giving written notice to the other on or before the last preceding 30th day of November; or
- (c) on the 31st day of August in any year of the Teacher's employment by either party giving written notice to the other on or before the last preceding 31st day of May.

7. The Teacher agrees with the Board that in the event of his entering into an agreement with another board he will within forty-eight hours notify the Board in writing of the termination of this Agreement unless the notice has already been given.



8. Where this Agreement is not terminated under paragraph 6 at the conclusion of the probationary period in paragraph 1, the Teacher is deemed to be employed as a permanent teacher by the Board.

In Witness whereof the Teacher has signed and the Board has affixed hereto its corporate seal attested by its proper officers in that behalf..

.....  
(signature of Chairman of the Board)  
.....  
(signature of Secretary of the Board)  
.....  
(signature of Teacher)

R.R.O. 1970, Reg. 208, Form 2; O. Reg. 803/73, s. 2;  
O. Reg. 676/74, s. 2.



## REGULATION 278

### under the Elderly Persons Centres Act

#### GENERAL

#### 1. In this Regulation,

- (a) "architect" means an architect who is a member in good standing of the Ontario Association of Architects;
- (b) "fiscal year" of a corporation means the period designated by the Minister as the fiscal year of the corporation;
- (c) "professional engineer" means a professional engineer who is a member in good standing of the Association of Professional Engineers of the Province of Ontario. R.R.O. 1970, Reg. 235, s. 1; O. Reg. 347/79, s. 1.

2. A municipality or an approved corporation that applies for or receives a grant under section 4 or 5 of the Act shall, if requested by the Minister, file with the Minister evidence that all or any part of a building or buildings used or to be used as an approved centre complies with,

- (a) the laws affecting the health of inhabitants of the municipality in which the centre is located;
- (b) any rule, regulation, direction or order of the local board of health and any direction or order of the medical officer of health;
- (c) any by-law of the municipality in which the centre is located or other law for the protection of persons from fire hazards;
- (d) any restricted area, standard of housing or building by-law passed by the municipality in which the centre is located pursuant to Part III of the *Planning Act* or any predecessor thereof;
- (e) the requirements of Regulation 87 of Revised Regulations of Ontario, 1980 made under the *Building Code Act*; and
- (f) the requirements of Regulation 794 of Revised Regulations of Ontario, 1980 made under the *Power Corporation Act*. O. Reg. 767/79, s. 1, *part*.

3.—(1) For the purposes of this section and sections 4, 5, 6 and 7,

- (a) "actual cost" means the cost of a building project and includes,

- (i) fees payable for the services of an architect, professional engineer, or other consultant,
  - (ii) the cost of purchasing and installing furnishings and equipment,
  - (iii) the cost of land surveys, soil tests, permits, licences and legal fees,
  - (iv) the cost of paving, sodding and landscaping, and
  - (v) the cost of acquiring the land necessary for the building project;
- (b) "applicant for a capital grant" means a municipality or an approved corporation that is applying or has applied for a grant under subsection 4 (1) of the Act for the erection, alteration, extension, renovation, acquisition or the furnishing and equipping of a centre;
- (c) "approved cost" means that portion of the actual cost of a building project approved by the Minister;
- (d) "building project" means a project composed of one or more of the following elements:
- (i) for the purchase or other acquisition of all or any part of an existing building or buildings including the land contiguous thereto,
  - (ii) any renovations, alterations or additions to an existing building or buildings,
  - (iii) the purchase or other acquisition of vacant land for the purpose of constructing a building or buildings thereon,
  - (iv) the erection of a new building, or any part thereof,
  - (v) the demolition of a building,
  - (vi) the installation of public utilities, sewers and items or services necessary for access to the land or building or buildings.

(2) The amount of capital grant payable under the Act for a building project of a municipality or an approved corporation shall be equal to 30 per cent of the

approved cost of the building project. O. Reg. 767/79, s. 1, *part*.

4.—(1) An application for a capital grant shall be made to the Minister on a form provided by the Minister.

(2) An applicant who applies under subsection (1) shall file with the Minister two copies of a site plan showing the location of the building or buildings, if any, on the site and, in the case of a building project with one or more of the elements referred to in subclause 3 (1) (d) (i), (ii), (iv) or (vi),

- (a) building plans and specifications prepared by an architect or professional engineer showing the structure, fixtures and arrangements of the building or buildings and describing the areas of the building or buildings to be used for the purposes of the Act; or
- (b) where the Minister approves, structural sketches and specifications prepared by a person other than an architect or professional engineer describing the building or buildings and the areas of the building or buildings or contiguous to the building or buildings to be used for the purposes of the Act.

(3) No plan, specification or structural sketch filed with the Minister shall be amended or altered without the approval of the Minister. O. Reg. 767/79, s. 1, *part*.

5.—(1) No payment of a capital grant shall be made for a building project except where,

- (a) the building project has been approved by the Minister; and
- (b) the approved cost has been determined.

(2) An approval of a building project by the Minister referred to in subsection (1) expires on the first anniversary of the date upon which the approval is given unless the building project has been commenced before such anniversary date.

(3) A capital grant may be paid as a single payment or in two or more instalments and, except where the Minister directs otherwise, the aggregate of the amounts of the capital grant paid at any point in time shall not exceed,

- (a) an amount that bears the same proportion to the estimated total payment as the amount of progress made at the time towards completion of the project bears to the total estimated amount of work required for completion; or
- (b) an amount that bears the same proportion to the estimated total payment as the amount of cost incurred at the time bears to the total estimated cost of the project,

whichever is the greater.

(4) A single payment, or in the case of payment in two or more instalments, the final payment of an amount payable for a building project shall not be made until,

- (a) an architect or professional engineer certifies, or the Minister is otherwise satisfied, that the building project has been completed in accordance with the plans filed under clause 4 (2) (a) or the sketches thereof approved by the Minister under clause 4 (2) (b) and the building or addition is ready for use and occupancy; and
- (b) the applicant for the payment submits a report containing,
  - (i) a statement of the actual cost of the building project,
  - (ii) a statement indicating that all refundable sales tax has been taken into account,
  - (iii) a statement indicating that the total amount of the unpaid accounts applicable to the building project does not exceed the amount of the grant remaining to be paid, and
  - (iv) an undertaking that the amount of the grant remaining to be paid will be applied first to the payment of the unpaid accounts,

and, where the applicant is an approved corporation, an authorized officer of the board of directors of the approved corporation certifies that the council of the municipality in which the centre is situate, or the council of that municipality together with the councils of one or more contiguous municipalities, has directed payment to the corporation of an amount equal to at least 20 per cent of the actual cost of the building project, or contributed to the corporation real or personal property, approved by the Minister, that is equivalent in value to at least 20 per cent of the actual cost of the building project. O. Reg. 767/79, s. 1, *part*.

6. No applicant for or recipient of a capital grant for a building project shall,

- (a) acquire a building or land for the building project;
- (b) call tenders for the building project;
- (c) commence construction of the building project; or
- (d) erect any temporary or permanent sign, tablet or plaque on the site or building project,

without the written approval of the Minister. O. Reg. 767/79, s. 1, *part*.

7. It is a term and condition of a payment of a capital grant under the Act in respect of a building, buildings or land forming part of a building project that the applicant for the payment enter into an agreement with the Minister in which the applicant shall agree not to,

- (a) contravene the provisions of subsection 8 (1) of the Act;
- (b) use all or any part of the building, buildings or land for a purpose other than that for which a grant has been or is payable; or
- (c) demolish or make alterations or additions to all or any part of the building or buildings,

without the written approval of the Minister and the Minister may require, as a condition of the approval of the payment, that the recipient repay the whole or such part of the payment as the Minister considers appropriate in the circumstances where there is a default under the agreement. O. Reg. 767/79, s. 1, *part*.

8. Expenditures incurred by a municipality or an approved corporation for furnishings or equipment, or for repairs to or maintenance of a capital asset that,

- (a) are approved by the Minister as capital expenditures;
- (b) are, in the opinion of the Minister, necessary for the efficient operation of an approved centre and the cost of which is not excessive for the purpose; and
- (c) are in excess of \$300,

are capital expenditures for which a grant may be paid under subsection 4 (1) of the Act, upon application by the municipality or the approved corporation in an amount equal to 30 per cent of the amount of the approved expenditures incurred. O. Reg. 767/79, s. 1, *part*.

9. A municipality or an approved corporation shall in respect of every approved centre operated by it keep and maintain an inventory of all furnishings and equipment acquired by the centre and the inventory shall set forth each addition to or removal from inventory and the reasons therefor and shall be prepared in such manner and contain such additional information as the Director may require. O. Reg. 767/79, s. 1, *part*.

10.—(1) An application by a municipality or an approved corporation, as the case may be, for payment of the subsidy under subsection 4 (2) of the Act, shall be made in a form provided by the Minister and may be submitted monthly, quarter-yearly, half-yearly or yearly and shall be submitted to the Director not later than the last day of the month immediately following the period for which the application is made.

(2) Subject to subsections (3) and (4), the monthly amount to be paid under subsection 4 (2) of the Act

shall be up to 50 per cent of the net monthly cost to the municipality or approved corporation of maintaining and operating its approved centre or centres, determined in accordance with the form referred to in subsection (1).

(3) In respect of expenditures incurred on and after the 1st day of January, 1974, the monthly amount to be paid under subsection 4 (2) of the Act for any approved centre maintained and operated by a municipality or approved corporation shall not exceed \$1,250. O. Reg. 1039/80, s. 1.

(4) In determining the maximum net monthly expenditure under subsection (2),

- (a) the Director may average the expenditure for any approved centre by the municipality or approved corporation, as the case may be, over the fiscal year of the approved centre or approved corporation;
- (b) the cost of rent or the monthly amount repaid for principal and interest under a mortgage in respect of an approved centre for which a capital grant has been paid under subsection 4 (1) of the Act shall not be included. O. Reg. 203/73, s. 4; O. Reg. 347/79, s. 2.

11. The sum payable by a municipality or municipalities, as the case may be, to an approved corporation under subsection 4 (2) of the Act shall be equal to at least 20 per cent of the net monthly cost to the corporation of maintaining and operating its approved centre or centres determined in accordance with the form referred to in subsection 10 (1). O. Reg. 1039/80, s. 2, *part*.

12. It is a term and condition of payment of a grant under subsection 4 (2) of the Act that the net monthly cost of maintaining and operating an approved centre for the purposes of the form referred to in subsection 10 (1) be approved by the Director. O. Reg. 1039/80, s. 2, *part*.

13. A grant may be paid under section 5 of the Act to a municipality or to an approved corporation for costs of a program of services for elderly persons in an approved centre, but in no case shall the total grant under section 5 of the Act exceed \$15,000 for any approved centre during any fiscal year. O. Reg. 347/79, s. 3.

14. A municipality or an approved corporation shall in respect of every approved centre operated by it,

- (a) provide a program of services approved by the Minister;
- (b) provide, when requested by the Director, a letter from the local fire chief stating that the premises meet all the requirements of any statute, regulation or by-law for the



protection from fire of persons using the premises;

- (c) establish requirements and policies for the admission of elderly persons to the facilities and services of a centre that are satisfactory to the Director;
- (d) keep separate books of account,
  - (i) setting forth the revenues and expenditures of the centre,
  - (ii) containing a separate record of the moneys received by the centre from sources other than under the Act, and
  - (iii) that are audited at least once a year by a licensed public accountant in the case of the approved corporation and an auditor licensed in accordance with the *Municipal Affairs Act* and appointed in accordance with the *Municipal Act* in the case of the municipality;
- (e) furnish to the Director not later than the last day of the fourth month following the end of each fiscal year financial statement of the centre for the immediately preceding fiscal

year together with a report of a licensed public accountant in the case of the approved corporation or of an auditor licensed in accordance with the *Municipal Affairs Act* and appointed in accordance with the *Municipal Act* in the case of the municipality stating whether in his opinion,

- (i) he has received all the information and explanations he has required,
- (ii) the financial statement and the claims for provincial subsidy are in accordance with the books and records of the centre and approved corporation, as the case may be,
- (iii) the calculation of the provincial subsidy is in accordance with the Regulations, and
- (iv) the financial statement has been prepared in accordance with generally accepted accounting principles applied on a basis consistent with that of the preceding year,

and such other financial and statistical information as the Director may require.

R.R.O. 1970, Reg. 235, s. 9; O. Reg. 117/71 s. 5 (1-5); O. Reg. 40/72, s. 6; O. Reg. 203/73, s. 6; O. Reg. 347/79, s. 4.

## REGULATION 279

### under the Election Act

#### FEES AND EXPENSES

1. The fees and expenses allowed under the Act are set forth in the Schedule. O. Reg. 517/80, s. 1.

#### Schedule

##### NOTES:

1. In this Schedule,

(a) “necessary”, “reasonable” and “related” mean necessary, reasonable and related, as the case may be, in the opinion of the Chief Election Officer;

(b) “rural” means,

(i) a municipality not described in clause (c),

(ii) territory without municipal organization, and

(iii) polling divisions designated as rural by the Chief Election Officer on the recommendation of the returning officer such as those which are rural in character but located in newly-organized urban cities and towns, and, where designated “rural”, polling divisions remain so for all purposes during the election period;

(c) “urban” means,

(i) a city, town, village or improvement district having a population of at least 5,000,

(ii) a township having a population of at least 10,000, and

(iii) a municipality adjacent to a city having a population of at least 100,000.

2. For the purpose of declaring a polling division to be rural or urban, the population figures used shall be those shown in the latest Ontario Municipal Directory.
3. For all printing and for any items purchased for use at a provincial election, Federal and Ontario sales tax applies.
4. Suppliers' invoices must be checked for accuracy as to quantity received, price, extensions and sales tax, certified with the approval stamp and the original signature of the returning officer, and submitted to the Election Office for approval and payment.

All suppliers' invoices must be headed up as follows:

BILLED TO: (name of returning officer)

Returning Officer for the Electoral District of (Name of electoral district)

(Address of returning officer)\*

\*Home address for post-election billings.

5. The fees and allowable expenses prescribed in items 5 and 7 under “Fees and Expenses” may be pro-rated downwards where such duties are directed by the Chief Election Officer to be done more than once between elections.
6. Being fees, the amounts payable to persons appointed as enumerators or poll officials etc. are not required to equal minimum wage requirements but efforts are made to make the fees competitive.

7. Where the amounts provided in the following items of this Schedule do not, by reason of the size and character of the electoral district or other special circumstances, constitute adequate remuneration to election officers and other persons employed at or with respect to an election, including landlords of premises used for the purpose of the election, the Chief Election Officer may authorize the payment of such extra amount as he deems necessary to provide sufficient remuneration. Where an extra amount is paid, that extra amount shall not exceed 30 per cent of the amount that is otherwise payable.

FEEs AND EXPENSES

BEFORE AND DURING AN ELECTION

1. Travel for Returning Officer

Paid once for each official review and changes

Paid once during an election

RURAL — personal driving ..... The amount per kilometre allowable at the relevant time to a civil servant in accordance with the policy established by Management Board of Cabinet in the Manual of Administration

— other transportation and related travel expenses ..... Receipts

URBAN — for each polling place and advance poll ..... \$2.50

2. Sundry Items

Reimbursement of cash outlays for office supplies, stationery, postage, pay telephone calls, base map(s) and required copies of final map(s) etc., but excluding meals ..... Receipts

3. Payment for any election expenses not specifically set out herein but considered necessary and reasonable for the proper conduct of an election ..... Receipts

BEFORE AN ELECTION

4. Course on electoral procedure

Attendance—including part payment for part days ..... \$95.00 a day

Personal driving ..... The amount per kilometre allowable at the relevant time to a civil servant in accordance with the policy established by Management Board of Cabinet in the Manual of Administration

Other transportation and related travel expense ..... Receipts

PAYABLE TO RETURNING OFFICER

5. Polling Divisions

Review, when ordered by the Chief Election Officer ..... \$250.00

Changes, when determined as necessary after review, with detailed descriptions of all areas or boundaries ..... \$500.00

Maps, preparation of map or maps of electoral district with polling division boundaries and poll numbers shown by bold dark lines in such manner as to be suitable for reproduction of copies sufficient for the distribution noted in item 9 ..... \$250.00

Typed descriptions, on 8½ × 14 inch white paper as per format supplied by the Election Office and including the production of carbon or machine copies sufficient for the distribution noted in item 9 ..... \$300.00

6. Storage of election supplies at home or elsewhere (no insurance required) . . . . . \$ 20.00 a month
7. Key—preparation of original or revised Key to urban polling divisions, typed on 8½  
× 14 inch white paper as per format supplied by the Election Office and including  
the production of carbon or machine copies sufficient for the distribution as noted in  
item 9 . . . . . \$ 8.50 per original  
page
- PLUS — in an urban electoral district . . . . . \$315.00
- in a mixed urban and rural electoral district (amount determined by the  
Chief Election Officer) . . . . . \$ 65.00 minimum
8. Selection of polling places and any necessary rental agreement negotiations . . . . \$315.00
9. Distribution of maps, descriptions and keys
- One copy to the Chief Election Officer
- One copy to the local association of each party
- Copies required for use in the returning office

DURING AN ELECTION

RETURNING OFFICER

10. Personal fee
- All duties including revision . . . . . \$2,000.00
- PLUS — Name fee— for each name on the polling list
- If a poll is held (minimum \$3,000.00) . . . . . \$ .10
- If no poll is held (minimum \$1,500.00) . . . . . \$ .05

PAYMENT OF OFFICE OR OTHER PERSONNEL

11. Stenographers, typists, clerical assistants and other help in the returning office and  
for persons to post advance poll and notices of poll — for each name on the polling  
list . . . . . \$ .11
- Cost of film projectionist where necessary . . . . . Vouchers

RENTALS

12. Office rental as approved by the Chief Election Officer . . . . . Approved  
Contract
- Facilities for instruction meetings, office furniture, business machines and film  
projector . . . . . Vouchers

ELECTION CLERK

13. Personal Fee
- All duties including those of assistant revising officer if recommended by the  
returning officer and approved by the Chief Election Officer . . . . . 3/5 of item 10
14. Rural Travel (there is no urban allowance for election clerks)
- Personal driving as directed by the returning officer . . . . .
- The amount per kilometre allowable at the relevant time to a civil servant in

accordance with the policy established by Management Board of Cabinet in the Manual of Administration

Related rural travel expenses as approved by the returning officer ..... Receipts

RECOUNT

15. Attendance by a returning officer and election clerk at a judicial recount or appeal from decision on recount and paid to each ..... \$95.00 a day

ASSISTANT REVISING OFFICER  
(other than election clerk)

16. In special circumstances when appointed by the returning officer with the approval of the Chief Election Officer

All duties as directed and for those polling divisions allocated by the returning officer ..... \$65.00 a day

PLUS — if located other than in the returning office

Personal driving in rural areas .....  
The amount per kilometre allowable at the relevant time to a civil servant in accordance with the policy established by Management Board of Cabinet in the Manual of Administration

Other rural transportation and related travel expense ..... Receipts

Sundry supplies ..... Receipts

REGULAR ENUMERATORS

17. For the enumeration of a polling division and the preparation and posting of the typed list of voters as directed and approved by the returning officer and paid to each

Basic fee, including personal driving and incidentals

Rural ..... \$55.00

Urban ..... \$40.00

Attendance at class of instruction including travel to and from ..... \$15.00

For each name on typed list submitted to the returning officer ..... \$ .30

Personal driving in rural or mixed rural and urban electoral districts delivering lists to the returning officer after a total of 16 kilometres of travel .....  
The amount per kilometre allowable at the relevant time to a civil servant in accordance with the policy established by Management Board of Cabinet in the Manual of Administration

Typing of lists by other than the enumerators, to be deducted from the total fee payable to each ..... \$ .04 a name

SPECIAL ENUMERATORS

18. Special enumeration or other office duties as directed by the returning officer and paid to each ..... \$40.00 a day

Personal driving, rural and urban — paid for one vehicle per pair of enumerators .....  
The amount per kilometre allowable at the relevant time to a civil servant in accordance with the policy established by Management Board of Cabinet in the Manual of Administration



POLLING PLACE RENTAL

19. Furnished as per poll rental agreement
- per polling place ..... \$50.00 a day

DEPUTY RETURNING OFFICER

20. All duties in connection with attending and holding a poll and making a return, including advance polls ..... \$60.00 a day
- Attendance at class of instruction including travel to and from ..... \$15.00
- Postage returning ballot box in remote areas ..... Receipts
- Personal driving in rural or mixed rural and urban electoral districts picking up or returning election material after a total of 16 kilometres of travel in each case ..... The amount per kilometre allowable at the relevant time to a civil servant in accordance with the policy established by Management Board of Cabinet in the Manual of Administration

POLL CLERK

21. All duties in connection with attending and holding a poll, including advance polls \$45.00 a day
- Attendance at class of instruction including travel to and from ..... \$15.00

CONSTABLES

22. In the capacity of Poll Co-ordinator
- Attendance at a polling location when 3 or more polling places are being held . . \$60.00 a day
- Attendance at class of instruction including travel to and from ..... \$15.00
23. In the capacity of Traffic Director if required in a poll ..... \$30.00

SECURITY GUARD

24. When required by the returning officer and authorized by the Chief Election Officer Vouchers

PRINTING

Excluding any sundry printing, the following items must be printed according to specifications produced by the Chief Election Officer and supplied to each printer by the returning officer. The prescribed affidavit taken by the printer and the returning officer must be filed with the Election Office before any payment is approved.

LIST OF ELECTORS

25. For reproducing from pages supplied by the returning officer up to 100 copies of each page, gathered and stitched into poll sets by page number, the sets sorted into poll number sequence and delivered to the returning officer including up to 25 complete sets, trimmed and bound with cardboard covers—
- Reproduced by a printing method such as photo-offset ..... up to \$26.00 a page
- Reproduced by a machine copier such as Xerox, etc. .... up to \$18.00 a page
- Reproduced by a machine copier such as Xerox, etc. at the returning office . . . up to \$13.00 a page

PROCLAMATION

26. As sample format — up to a maximum of 300 copies ..... up to \$125.00 a lot

## ADVANCE POLL NOTICE

27. As sample format — up to a maximum of 100 copies ..... up to \$105.00 a lot

## NOTICE OF POLL

28. Front page — as sample format — up to a maximum of 400 copies which includes 200 copies for sets below ..... up to \$125.00 a lot

29. Follow sheets (\*) from pages supplied by the returning officer, to be sorted and gathered with the above front page into proper sequence and stitched in a set — up to a maximum of 200 sets for each original follow page —

Reproduced by a printing method such as photo-offset ..... up to \$26.00 a page

Reproduced by a machine copier such as Xerox, etc. .... up to \$18.00 a page

Reproduced by a machine copier such as Xerox, etc. at the returning office .... up to \$13.00 a page

\* (use 'key' for urban polling places, poll descriptions for rural polling places)

## BALLOTS

30. Printing 2 sides, numbering once on perforated stub and stitched or stapled (no gumming) into pads of 25 ballots each — per 1,000 ballots —

Printed with the names of 2 or 3 candidates ..... up to \$26.00

For each additional name on ballot ..... up to \$1.35

## SUNDRY PRINTING

31. As ordered by the returning officer ..... Invoices

The following electoral districts have been designated as "Northern" and will be subject to special allowance:

Algoma	Parry Sound
Algoma-Manitoulin	Port Arthur
Cochrane North	Rainy River
Cochrane South	Renfrew North
Fort William	Sault Ste. Marie
Kenora	Sudbury
Lake Nipigon	Sudbury East
Nickel Belt	Timiskaming
Nipissing	

## SPECIAL FEES IN NORTHERN ELECTORAL DISTRICTS

Urban travel allowance — for each polling place and advance poll ..... \$ 2.65

Name fee — minimum payable — if poll is held ..... \$4,500.00

— if no poll is held ..... \$2,500.00

## REGULATION 280

under the Employment Agencies Act

### GENERAL

#### 1. In this Regulation,

- (a) "homemaker" means a person who performs housekeeping services, including cleaning, other than as a sitter only;
- (b) "operator" means a person who carries on the business of an employment agency;
- (c) "sitter" means a person who is responsible for the safekeeping of a person in his charge and who performs no other services. R.R.O. 1970, Reg. 241, s. 1.

#### 2. Employment agencies are classified as,

- (a) Class A employment agencies, consisting of employment agencies that procure persons for employment;
- (b) Class B employment agencies, consisting of employment agencies that procure employment for persons other than sitters or homemakers;
- (c) Class C employment agencies, consisting of employment agencies that procure employment for sitters only; and
- (d) Class D employment agencies, consisting of employment agencies that procure employment for homemakers or homemakers and sitters. R.R.O. 1970, Reg. 241, s. 2.

3. No operator of an employment agency of a class shall have any financial interest, whether proprietary or otherwise, in an employment agency of another class. R.R.O. 1970, Reg. 241, s. 3.

4.—(1) An application for a licence other than by renewal shall be in Form 1.

(2) Subject to subsection (3), an application for a renewal of a licence shall be in Form 2 and shall be made not later than the 1st day of March next following the date of issue of the licence being renewed.

(3) Where a licence is issued during the period from the 1st day of March to the 31st day of March next following, in any year, the application for renewal of the licence shall be made upon receipt of the licence.

(4) A licence to carry on an employment agency shall be in Form 3.

(5) The fee for a licence or renewal is,

- (a) for a Class A or Class B employment agency, \$100;
- (b) for a Class C employment agency, \$25; and
- (c) for a Class D employment agency, \$50.

(6) A licence is not transferable. R.R.O. 1970, Reg. 241, s. 4.

5. Every licensee shall immediately notify the supervisor in writing,

- (a) of any proposed change,
  - (i) in the name of the licensee,
  - (ii) in the trade name of the employment agency, or
  - (iii) in the address of any place of business of the employment agency,

that is shown on the licence;

- (b) in the case of a partnership, of any proposed change in the members of the partnership;
- (c) of any proposed sale of the employment agency or of any place of business of the employment agency; or
- (d) of the proposed termination of the employment agency or of any place of business of the employment agency. R.R.O. 1970, Reg. 241, s. 5.

6.—(1) An applicant for a licence or a renewal shall be at least eighteen years of age.

(2) The business for which an applicant applies for a licence or a renewal shall have a permanent place of business in Ontario. R.R.O. 1970, Reg. 241, s. 6.

7. A licence shall not be issued where an application for a licence shows a trade name that is the same as or similar to a trade name that appears on a licence that has been issued to another applicant for another employment agency so as to be likely to confuse or to deceive and,

(a) the licence is in force; or

(b) an application for renewal of the licence has been made. R.R.O. 1970, Reg. 241, s. 7.

**8.—(1)** In this section "franchise agreement" means an agreement under the terms of which the owner of a trade name grants to a person or group of persons the right to use the trade name.

(2) Where an application for a licence shows a trade name that has been granted to the applicant under a franchise agreement, the applicant may be issued a licence to operate an employment agency.

(3) Notwithstanding section 7, where a franchise agreement has been entered into, a trade name may be used in common by more than one licensee so long as each licensee who publishes or displays, or causes to be published or displayed, or permits to be published or displayed any notice, sign, advertisement, or publication inserts or causes to be inserted in the notice, sign, advertisement or publication his name and address. R.R.O. 1970, Reg. 241, s. 8.

**9.** Where a licensee intends to terminate the business of the employment agency for which he is licensed for the purpose of applying for a licence to carry on an employment agency of a class other than the class for which he is licensed, the licensee shall immediately notify the supervisor in writing of his intention,

(a) to terminate the business of the employment agency for which he is licensed; and

(b) to apply for a licence to carry on an employment agency of the proposed class. R.R.O. 1970, Reg. 241, s. 9.

**10.—(1)** The security furnished under clause 3 (c) of the Act shall be,

(a) where the employment agency is a Class A or Class B employment agency, \$1,000 plus \$500 in respect of a second place of business and \$250 in respect of each additional place of business; or

(b) where the employment agency is a Class C or Class D employment agency, \$100 in respect of each place of business.

(2) The security referred to in subsection (1) shall be secured by,

(a) a personal bond in Form 4 accompanied by collateral security; or

(b) a bond of a guarantee company approved under the *Guarantee Companies Securities Act* in Form 5.

(3) The collateral security accompanying a bond shall have a cash value of not less than the amount prescribed in clause (1) (a), where the employment agency is a Class A or Class B employment agency, and shall have a cash value of not less than the amount prescribed in clause (1) (b), where the employment agency is a Class C or Class D employment agency, and shall be,

(a) a bond issued or guaranteed by Canada; or

(b) a bond issued or guaranteed by Ontario, so long as the bond is transferable and assignable.

(4) A bond may be cancelled by any person bound thereby by giving to the supervisor at least two months' notice in writing of intention to cancel and it shall be deemed to be cancelled on the date stated in the notice which date shall be not less than two months after receipt of the notice by the supervisor.

(5) For the purpose of every act or omission occurring during the period when the bond was in effect prior to cancellation, every bond shall continue in force, and the collateral security, if any, shall remain on deposit for a period of six months after the cancellation of the bond. R.R.O. 1970, Reg. 241, s. 10.

**11.** A Class A employment agency shall not charge a fee for any service rendered to any person whom it procures for employment. R.R.O. 1970, Reg. 241, s. 11.

**12.—(1)** A Class B employment agency shall not charge an applicant for employment a registration fee of more than \$2 in each twelve-month period.

(2) A Class B employment agency shall not charge a fee for procuring employment for a person,

(a) where the employment is on an hourly basis, of more than one-eighth of the person's pay for the first day;

(b) where the employment is on a daily basis, of more than the proportion of the first day's pay of the person that one hour bears to the total number of hours worked in the day;

(c) where the employment is on a weekly basis, of more than one-seventh of the person's pay for the first week;

(d) where the employment is on a monthly basis, of more than four-thirtieths of the person's pay for the first month; and

(e) where the employment is on an annual basis, of more than 5 per cent of the person's pay for the first year payable in three months.



(3) Where an annual employment referred to in clause (2) (e) is terminated before the end of the first year, the employment agency shall refund the same proportion of the fee as the proportion that the remaining part of the year bears to the year.

(4) A Class B employment agency shall not charge any fee, reward or other remuneration in addition to those referred to in this section. R.R.O. 1970, Reg. 241, s. 12.

**13.—**(1) A Class C employment agency shall not charge a fee for procuring employment for a sitter of more than 15 per cent of the amount received by the sitter in respect of the employment procured by the agency, but the period for which the fee is charged shall not exceed thirty days.

(2) A Class C employment agency shall not charge any fee, reward or other remuneration in addition to the fee referred to in subsection (1). R.R.O. 1970, Reg. 241, s. 13.

**14.—**(1) A Class D employment agency shall not charge a fee for procuring employment for a homemaker or sitter of more than 10 per cent of the amount received by the homemaker or sitter in respect of the employment procured by the agency, but the period for which the fee is charged shall not exceed four months.

(2) A Class D employment agency shall not charge any fee, reward or other remuneration in addition to the fee referred to in subsection (1). R.R.O. 1970, Reg. 241, s. 14.

**15.** Where a Class A, B, C or D employment agency advertises that employment is available, the employment agency shall at the request of the supervisor furnish the supervisor with the name and address of the employer who has the employment available. R.R.O. 1970, Reg. 241, s. 15.

**16.** An employment agency shall issue a receipt for all money received for its services showing the service for which the money was paid and shall retain a duplicate copy of the receipt in its records. R.R.O. 1970, Reg. 241, s. 16.

**17.—**(1) No employment agency shall refer a person for employment unless,

- (a) the employment agency has received a request from an employer for a person for the employment; or
- (b) the person has requested the employment agency to find employment for him.

(2) Where a person is referred by an employment agency for employment, the employment agency shall provide the person with a statement showing,

- (a) the trade name and address of the employment agency;
- (b) the full name of the person referred for employment; and
- (c) in the case of a person referred for employment in a private residence, that the person has had a negative X-ray or a negative tuberculin test indicating that the person does not have active tuberculosis, and showing that the person has been examined by a legally qualified medical practitioner and is considered,

(i) fit for employment, or

(ii) subject to specified work limitations, fit for employment,

within the twelve-month period preceding the date the person was referred for employment,

and the person shall submit the statement to the prospective employer for his information in determining whether or not to employ the person. R.R.O. 1970, Reg. 241, s. 17.

**18.** In addition to any other records required to be kept by an employment agency, every employment agency shall make and keep records showing,

- (a) the name, address and qualifications of each person whose application for employment is accepted by the employment agency;
- (b) the name and address of each person from whom the employment agency has received a request for a person for employment; and
- (c) in the case of,

(i) a Class A employment agency, the name and address of every person whom the agency procures for employment and the name and address of the employer for whom such person is procured and the amount of fee, reward or other remuneration paid by each such employer to the employment agency, and

(ii) a Class B, C or D employment agency, the name and address of every person for whom employment has been procured and the amount of fee, reward or other remuneration paid by each such person to the employment agency and the name



and address of the employer of each person for whom employment has been procured. R.R.O. 1970, Reg. 241, s. 18.

**19.** Where an applicant for a licence or a licensee is a corporation, the applicant or licensee, as the case may be, shall affix the seal of the corporation

to any form required to be completed by the applicant or licensee, as the case may be, under this Regulation. R.R.O. 1970, Reg. 241, s. 19.

**20.** The supervisor, or a person designated by the supervisor, may at any time carry out an inspection of any employment agency. R.R.O. 1970, Reg. 241, s. 20.

Form 1

Employment Agencies Act

APPLICATION FOR LICENCE

Date of Application....., 19....

Application is made by .....  
(name of applicant, including the name of each partner if applicant is a partnership)

.....

carrying on business under the trade name of.....

.....

at.....  
(address)

for a licence to engage in the business of a.....  
(Class A, Class B, Class C or Class D)

employment agency, and for the purpose of procuring a licence gives the following information :

1. The applicant is responsible for the employment agency and the employment agency is registered in the name of the applicant, and

☐ The applicant is an individual and sets out below the full name, address and telephone number of the applicant :

Name in Full	Residence Address	City or Town	Residence Telephone Number	State Whether Active or Non-Active in Business of Employment Agency

☐ The applicant is a partnership and furnishes herewith a copy of its partnership agreement and sets out below the full name, address and telephone number of each partner in the partnership:

Name in Full	Residence Address	City or Town	Residence Telephone Number	State Whether Active or Non-Active in Business of Employment Agency

or

☐ The applicant is a corporation and furnishes herewith a copy of its letters patent or certificate of incorporation and states that its head office is at..... and sets out below the names, residence addresses and telephone numbers of its officers and directors:

Name in Full	Residence Address	City or Town	Residence Telephone Number	Officers	State Whether Active or Non-Active in Business of Employment Agency
				President	
				Vice-President	
				Secretary	
				Treasurer or	
				Secretary-Treasurer	
				Directors	

\* 2. The business reputation of the applicant is well known to the three following persons who are not related in any way to the applicant:

Name	City or Town	Street Address	Business or Occupation	Length of Time Known

- \* In the case of a partnership, three references must be given for each partner and in the case of a corporation, three references must be given for each officer and for each director.
3. The address of the employment agency, including the address of any other place of business (if any) where the employment agency is carried on, is as follows :

.....

.....

4. Set out below the trade names and addresses (if any) under which the applicant carries on, or has carried on, the business of an employment agency :

Trade Name	Address	Licence No.	Commencement and Termination Dates, If Any

5. Has the applicant heretofore been licensed or applied for a licence to carry on an employment agency?

Yes ☐ No ☐

If so, give particulars :

.....

.....

6. Has the applicant ever been refused a licence or registration to carry on business or engage in a trade or occupation or has such licence or registration been revoked or suspended in any country, or province or state thereof ?

Yes ☐ No ☐

If so, give particulars :

.....

.....

- \*7. Has the applicant been expelled from any professional association ?

Yes ☐ No ☐

If so, give particulars :

.....

.....

- \* Where the applicant is a partnership, this item applies to each partner and where the applicant is a corporation this item applies to each officer and to each director.

8. The following is a short business record during the past three years of the applicant :

.....

.....

9. Is the applicant, or will the applicant be, engaged, occupied or employed in any business, occupation or profession other than the business of an employment agency?

Yes ☐ No ☐

If so, give particulars:

.....  
.....

\*10. Is the applicant an undischarged bankrupt?

Yes ☐ No ☐

If so, give particulars:

.....  
.....

\* Where the applicant is a partnership, this item applies to each partner and where the applicant is a corporation, this item applies to each officer and to each director.

\*11. Is there any unpaid judgment against the applicant?

Yes ☐ No ☐

If so, give particulars:

.....  
.....

\* Where the applicant is a partnership, this item applies to each partner, and where the applicant is a corporation, this item applies to each officer and to each director.

\*12. Has the applicant been charged, indicted or convicted of a criminal offence under any law of any country or state or province thereof, or are there any proceedings now pending?

Yes ☐ No ☐

\* Where the applicant is a partnership, this item applies to each partner and where the applicant is a corporation, this item applies to each officer and to each director.

If so, give particulars:

.....  
.....

13. Is the applicant's business carried on under a franchise agreement?

Yes ☐ No ☐

If so, enclose a copy of the franchise agreement with this application.

..... (witness)	.....
..... (address of witness)	..... (signatures of applicant)

Form 2

Employment Agencies Act

APPLICATION FOR RENEWAL OF LICENCE

Date of Application....., 19....

Application is made for the renewal of Licence No....., being a licence to engage in the business of a..... employment agency, for the year ending on the 31st day of March, (Class A, Class B, Class C or Class D)

19....

1. The applicant is.....  
(name of applicant, including the name of each partner if applicant is a partnership)

.....

being.....  
(indicate whether applicant is an individual or a corporation or the partners of a partnership)

.....

.....

carrying on business under the trade name of.....

.....

at.....  
(address)

2. The applicant, under the above-mentioned Licence No....., has carried on the employment agency in conformance with the requirements of the *Employment Agencies Act* and the regulations thereunder.

3. State whether the applicant, has or has not, since the above-mentioned licence was issued,

(a) been refused a licence or registration or had suspended or revoked a licence or registration to carry on an employment agency in any country or state or province thereof (where the answer is yes, give particulars):

.....

.....

.....

.....

(b) been engaged, occupied or employed in any way in any business, occupation or profession other than the business of an employment agency (where the answer is yes, give particulars):

.....

.....

.....





I, .....  
(name of Obligor)

bind myself, my heirs, executors, administrators and assigns, and I, .....  
(name of Obligor)

deposit with the Oblgee.....  
as collateral security to this Bond.

1. This Bond may be cancelled by the Obligor by giving to the supervisor at least two months' notice in writing of intention to cancel and it shall be deemed to be cancelled on the date stated in the notice which date shall be not less than two months after receipt of the notice by the supervisor.
2. In respect only of acts or omissions occurring during the period prior to cancellation under the preceding provision, this Bond shall continue in force and the collateral security shall remain on deposit for a period of six months after the cancellation of the Bond.
3. The total liability imposed upon the Obligor by this Bond and any and all renewals thereof is concurrent and not cumulative and shall in no event exceed the penal sum written above.

Sealed with my seal and dated this..... day of....., 19....

The Condition of the above obligation is such that if the licence of the Obligor is revoked under section 7 of the *Employment Agencies Act* then the obligation becomes and is forfeit to the Oblgee.

SIGNED, SEALED AND DELIVERED  
in the presence of  
  
.....  
.....

Obligor.....

R.R.O. 1970, Reg. 241, Form 4.

Form 5

*Employment Agencies Act*

BOND OF A GUARANTEE COMPANY APPROVED UNDER  
THE *GUARANTEE COMPANIES SECURITIES ACT*

Bond No..... Amount.....

KNOW ALL MEN BY THESE PRESENTS, that we.....  
(hereinafter called the Principal) as Principal and.....  
(hereinafter called the Surety) as Surety are held and firmly bound unto Her Majesty in right of Ontario (herein-  
after called the Oblgee) in the sum of.....Dollars (\$.....) of lawful money of Canada,  
to be paid unto the Oblgee, her successors and assigns, for which payment well and truly to be made,  
I, .....  
(name of Principal)

bind myself, my heirs, executors, administrators and assigns, and we, .....  
(name of Surety)

bind ourselves, our successors and assigns jointly and firmly by these presents.

- 1. This Bond may be cancelled by the Surety by giving to the supervisor at least two months' notice in writing of intention to cancel and it shall be deemed to be cancelled on the date stated in the notice which date shall be not less than two months after receipt of the notice by the supervisor.
- 2. In respect only of acts or omissions occurring during the period prior to cancellation under the preceding provision, this Bond shall continue in force for a period of six months after the cancellation of the Bond.
- 3. The total liability imposed upon the Principal or Surety by this Bond and any and all renewals thereof is concurrent and not cumulative and shall in no event exceed the penal sum written above.

Sealed with our seals and dated this.....day of....., 19....

The Condition of the above obligation is such that if the licence of the Principal is revoked under section 7 of the *Employment Agencies Act* then the obligation becomes and is forfeit to the Obligee.

SIGNED, SEALED AND DELIVERED  
in the Presence of

.....  
.....

Principal: .....  
.....  
.....

Surety: .....



## REGULATION 281

under the Employment Standards Act

### AMBULANCE SERVICE INDUSTRY

1. In this Regulation, "ambulance service industry" means every establishment where ambulance services are carried out, and includes ambulance drivers, drivers' helpers and first-aid attendants employed in the operation of ambulance services. R.R.O. 1970, Reg. 242, s. 1.

2. All employers in the ambulance service industry are exempt from section 25 of the Act respecting employees who are engaged as ambulance drivers, drivers' helpers and first-aid attendants. O. Reg. 338/78, s. 1.

3. All employers in the ambulance service industry who pay employees engaged as ambulance drivers, drivers' helpers and first-aid attendants a weekly wage of not less than \$144, are exempt from the provisions of subclause 11 (1) (a) (iii) of the Act respecting those employees. O. Reg. 338/78, s. 2, *revised*.





## REGULATION 282

### under the Employment Standards Act

#### BENEFIT PLANS

1. For the purposes of Part X of the Act and this Regulation,

- (a) "actuarial basis" means the assumptions and methods generally accepted and used by a Fellow of the Canadian Institute of Actuaries to establish the costs of pension benefits, life insurance, disability insurance, health insurance or any other similar benefits including the actuarial equivalents of such benefits which costs depend upon the contingencies of human life, such as death, accident, sickness or disease;
- (b) "age" means any age of eighteen years or more and less than sixty-five years;
- (c) "benefits" includes an aggregate, annual, monthly or other periodic amount or accrual thereof to which an employee, his beneficiaries, survivors or dependants is, are or will become entitled under a plan, fund or arrangement provided, furnished or offered by an employer to an employee upon superannuation, retirement, disability, accident or sickness, or any medical, hospital, nursing, drug or dental expenses or other similar amounts or expenses and includes any amounts under such plan, fund or arrangement to which an employee is entitled upon termination of employment or to which any person or persons is or are entitled upon the death of an employee;
- (d) "dependant" means a dependant as defined in the pension, life insurance, disability insurance or benefit, or health insurance or benefit plan, fund or arrangement provided, furnished or offered by an employer to an employee and "dependent child" and "dependent spouse" have a corresponding meaning;
- (e) "disability income insurance or benefit plan" includes a plan, fund or arrangement provided, furnished or offered by an employer to an employee that provides benefits to an employee for loss of income because of sickness, accident or disability and includes,
  - (i) a short-term disability income insurance or benefit plan, fund or arrangement that is other than a long-term disability income plan, and
  - (ii) a long-term disability income insurance or benefit plan, fund or arrangement under which the payments or benefits to an employee are payable for a period of not less than fifty-two weeks or until recovery, retirement or death, whichever is the lesser;
- (f) "employer" includes a group or number of unaffiliated employers or an association of employers acting for an employer in relation to a pension, life insurance, disability insurance or benefit or a health insurance or benefit plan;
- (g) "health insurance or benefit plan" includes a plan, fund or arrangement provided, furnished or offered by an employer to an employee that provides benefits to an employee, a spouse or dependant of an employee or deceased employee for medical, hospital, nursing, drug or dental expenses or other similar expenses;
- (h) "life insurance plan" means a plan, fund or arrangement, provided, furnished or offered by an employer to an employee that provides upon the death of the employee a benefit either in a lump sum or by periodic payments to a beneficiary, survivor or dependant of the employee, and includes accidental death and dismemberment insurance;
- (i) "marital status" includes the condition of being an unmarried person who is supporting in whole or in part a dependent child or children, and includes a "common law" status of husband and wife as defined in the pension, life insurance, disability insurance or benefit, or health insurance or benefit plan, fund or arrangement provided, furnished or offered by an employer to an employee;
- (j) "normal pensionable age" means the date or age specified in a pension plan at which an employee can retire from his employment and receive the regular pension benefit provided by the pension plan, whether such date is the day upon which the employee attains a given age or upon which the employee has completed a given period of employment;

- (k) "pension plan" means a superannuation, retirement or pension plan, fund or arrangement provided, furnished or offered by an employer to an employee for the purpose of providing benefits to an employee who participates therein upon retirement or termination of employment or benefits to a spouse or dependant of an employee out of contributions made by the employer and employee or the employer or employee and the investment income, gains, losses and expenses thereon or therefrom and includes,
- (i) a unit-benefit pension plan under which the benefits are determined with reference to a percentage of salary or wages of an employee and length of employment or a specified period of employment,
  - (ii) a defined benefit pension plan under which the benefits are determined as a fixed amount and with reference to length of employment or a specified period of employment,
  - (iii) a money purchase pension plan under which the benefits are determined with reference to the accumulated amount of the contributions paid by or for the credit of an employee, and the investment income, gains, losses and expenses thereon or therefrom,
  - (iv) a profit sharing pension plan under which payments or contributions by an employer are determined by reference to profits or out of profits from his business and the benefits are determined with reference to the accumulated amount of payments or contributions paid by or for the credit of an employee and the investment income, gains, losses and expenses thereon or therefrom, and
  - (v) a composite pension plan that is any combination of a unit-benefit pension plan, a defined benefit pension plan, a money purchase pension plan or a profit sharing pension plan;
- (l) "sex" includes a distinction between employees in a plan, fund or arrangement provided, furnished or offered by an employer to his employees that excludes an employee from a benefit thereunder or gives an employee a preference to a benefit thereunder because the employee is or is not a head of household, principal or primary wage earner or other similar condition, and further includes a distinction
- between employees in such a plan, fund or arrangement because of the pregnancy of a female employee;
- (m) "spouse" means a spouse as defined in the pension, life insurance, disability insurance or benefit or health insurance or benefit plan, fund or arrangement provided, furnished or offered by an employer to an employee; and
  - (n) "voluntary additional contribution" means an additional contribution by an employee to or under a pension plan except a contribution the payment of which, under the terms of the plan, imposes upon an employer an obligation to make a concurrent additional contribution to or under the plan. O. Reg. 654/75, s. 1.
2. The prohibition in subsection 34 (2) of the Act does not apply to,
- (a) monthly or other periodic amounts provided under a money purchase, profit sharing or composite pension plan where such amounts differentiate between employees because of sex and such differentiation is determined upon an actuarial basis;
  - (b) benefits provided under additional voluntary employee-pay-all pension plans or voluntary additional contribution features of pension plans where the benefits differentiate between employees because of sex and such differentiation is determined upon an actuarial basis;
  - (c) the conversion of normal pension benefits under an option contained in a pension plan where the adjustment of benefits differentiate between employees because of sex and such differentiation is determined upon an actuarial basis;
  - (d) the conversion of normal pension benefits because of the retirement of an employee before or after his normal retirement date where the adjustment of the benefits differentiate between employees because of sex and such differentiation is determined upon an actuarial basis; and
  - (e) a differentiation in the rates of contribution of an employer to a pension plan where such differentiation is made on an actuarial basis because of the sex of the employee and in order to provide equal benefits under the plan. O. Reg. 654/75, s. 2.
3. The prohibition in subsection 34 (2) of the Act does not apply to,
- (a) an increase in benefits payable to an employee under a pension plan that pro-

vides for such increased benefits because the employee has a dependent spouse;

- (b) any benefits under a pension plan that are payable periodically to a surviving spouse of a deceased employee for the life of the surviving spouse or until the remarriage of the surviving spouse and, for the purposes of this clause, such benefits shall include a lump sum benefit equal to the commuted value of such monthly payments not exceeding \$25 a month; and

- (c) a differentiation in the rates of contribution of an employer to a defined benefit pension plan that provides an increase in benefits to an employee because of marital status where the rates of contribution of the employer differentiate between employees because of marital status. O. Reg. 654/75, s. 3.

4. The prohibition in subsection 34 (2) of the Act does not apply to,

- (a) the exclusion of an employee from participation in a pension plan where the plan requires a minimum age for access thereto;
- (b) a provision in a pension plan limiting the maximum age of an employee for access to the plan to the normal pensionable age where the normal pensionable age in the plan is under sixty-five years and the provisions of the plan do not allow employees who participate therein to continue to accrue benefits thereunder after such employees have reached the normal pensionable age;
- (c) benefits payable under a pension plan where the benefits differentiate between employees because of age provided that such differentiation is in accordance with the provisions of the *Pension Benefits Act*;
- (d) the right of an employee to acquire an interest in the benefits under or contributions paid by or for the credit of the employee to a pension plan upon termination of employment in accordance with the *Pension Benefits Act*, where the right to acquire an interest in the benefits or contributions differs between employees because of age;
- (e) a differentiation in the rates of voluntary additional contributions of an employee to a pension plan where the rates of such contributions differ between employees because of age;
- (f) a differentiation in the rates of contributions that an employee is required to

make to a money purchase or profit sharing pension plan where the rates of such contributions differ between employees because of age; and

- (g) a differentiation in the contributions of an employer to a defined benefit pension plan where such differentiation between employees is because of age in accordance with the provisions of the *Pension Benefits Act*, and is determined on an actuarial basis. O. Reg. 654/75, s. 4.

5. The prohibition in subsection 34 (2) of the Act does not apply to,

- (a) a differentiation in the contributions of an employee to a voluntary employee-pay-all life insurance plan where such differentiation is determined upon an actuarial basis because of sex; and
- (b) a differentiation in the contributions of an employer to a life insurance plan where such differentiation is made on an actuarial basis because of the sex of the employee and in order to provide equal benefits under the plan. O. Reg. 654/75, s. 5.

6. The prohibition in subsection 34 (2) of the Act does not apply to,

- (a) any benefits under a life insurance plan that are payable periodically to the surviving spouse of a deceased employee for the life of the surviving spouse or until the remarriage of the surviving spouse and, for the purpose of this clause, such benefits shall include benefits of less than \$25 a month that have been commuted to a lump sum payment;
- (b) any benefit under a life insurance plan that is payable to an employee upon the death of the spouse of the employee; and
- (c) a differentiation in the contributions of an employee or an employer to a life insurance plan where such differentiation between employees is because of marital status and provides benefits that are payable periodically to the surviving spouse of an employee. O. Reg. 654/75, s. 6.

7. The prohibition in subsection 34 (2) of the Act does not apply to,

- (a) a differentiation in the benefits under or the contributions to a voluntary employee-pay-all life insurance plan where such differentiation is determined upon an actuarial basis because of age; and
- (b) a differentiation in the contributions of an employer to a life insurance plan where such



differentiation is determined upon an actuarial basis because of age and in order to provide equal benefits under the plan. O. Reg. 654/75, s. 7.

8. The prohibition in subsection 34 (2) of the Act does not apply to,

- (a) a differentiation in the rate of contributions of an employee to a voluntary employee-pay-all short or long term disability insurance plan where such differentiation is determined upon an actuarial basis because of the age or sex of the employee;
- (b) a differentiation in the rate of contributions of an employer to a short or long term disability insurance plan where such differentiation is made on an actuarial basis because of the age or sex of the employee and in order to provide equal benefits under the plan; and
- (c) the exclusion from benefits under a short or long term disability insurance plan of a female employee during the period of leave-of-absence to which she is entitled under Part XI of the Act, or any greater period of leave-of-absence that she has applied for under any term of a contract of employment, oral or written, express or implied, that prevails over Part XI of the Act. O. Reg. 654/75, s. 8.

9. The prohibition in subsection 34 (2) of the Act does not apply to,

- (a) a differentiation in the rate of contributions of an employee to a voluntary employee-pay-all health insurance plan where such differentiation is determined upon an actuarial basis because of sex;
- (b) a differentiation in the rate of contributions of an employer to a health insurance plan where such differentiation is made upon an actuarial basis because of the sex of the employee and in order to provide equal benefits under the plan;
- (c) a differentiation in the benefits under or the contributions of an employee to a health insurance plan because of the marital status of the employee where such differentiation is made in order to provide

benefits for a spouse or a dependent child of the employee; and

- (d) a differentiation in the rate of contributions of an employer to a health insurance plan, where there are specified premium rates and where such differentiation for employees having marital status and for employees without marital status is on the same proportional basis. O. Reg. 654/75, s. 9.

10. A plan, fund or arrangement to which Part X of the Act applies shall not disentitle an employee who is on leave-of-absence under Part XI of the Act, or any greater period of leave-of-absence that she has applied for under any term of a contract of employment, oral or written, express or implied, that prevails under section 4 of the Act from continuing to participate therein during such leave-of-absence where the plan, fund or arrangement entitles an employee who is on leave-of-absence other than a leave-of-absence under Part XI of the Act, or such greater period of leave-of-absence to continue to participate therein. O. Reg. 654/75, s. 10; O. Reg. 884/75, s. 1.

11. Where, prior to the application of Part X of the Act to a fund, plan or arrangement provided or furnished by an employer to his employees, an employee was excluded from participating in the plan, fund or arrangement or a benefit thereunder, and upon the application of Part X of the Act to the plan, fund or arrangement, the employee is no longer excluded from participation in the plan, fund or arrangement, or a benefit thereunder, such employee is entitled to participate in the plan, fund or arrangement or a benefit thereunder from and after the application of Part X to the plan, fund or arrangement or benefit. O. Reg. 654/75, s. 11.

12. Upon the application of Part X of the Act and this Regulation to a health insurance or benefit plan, no employer shall reduce his contributions to or the benefits under the health insurance or benefit plan in causing the plan to comply with Part X of the Act and this Regulation. O. Reg. 654/75, s. 13.

13. Notwithstanding the application of Part X of the Act to a pension plan in existence on the 1st day of November, 1975, where the normal pensionable date of a class of employees is increased in order to have the plan comply with Part X, an employee whose normal pensionable date is increased shall be entitled to his pension benefits on the normal pensionable date as provided by the plan before it was increased. O. Reg. 654/75, s. 14.



REGULATION 283

under the Employment Standards Act

DOMESTICS AND NANNIES

1. In this Regulation,
- (a) “domestic” means a domestic as described in clause 2 (a);
- (b) “nanny” means a nanny as described in clause 2 (b). O. Reg. 1013/80, s. 1.
2. This Regulation applies to a person who is employed by a householder,
- (a) as a domestic to perform services in the household who works more than twenty-four hours a week; or
- (b) as a nanny to rear a child who is a member of the household where the person is considered to be qualified to do so because of formal training or experience equivalent to formal training. O. Reg. 1013/80, s. 2.
- 3.—(1) A contract or arrangement for the services of a domestic or nanny shall provide that the wages for such services shall not be less than,
- (a) \$24 a day;
- (b) \$132 a week; or
- (c) \$568 a month.
- (2) In the absence of a contract or arrangement mentioned in subsection (1), a householder shall pay a domestic or nanny not less than \$3 an hour. O. Reg. 1013/80, s. 3.
4. Where meals or room or both are taken into account by a householder in calculating the minimum wage of a domestic or nanny, the maximum amount at which meals or room or both shall be valued for the

purposes of determining if the minimum wage prescribed has been paid to the person shall be as follows:

- |                        |  |
|------------------------|--|
| 1. Room                | — \$20 per week.                               |
| 2. Meals               | — \$1.50 each and not more than \$30 per week. |
| 3. Both room and meals | — \$50 per week.                               |

O. Reg. 1013/80, s. 4.

5.—(1) Every householder shall give to a domestic or nanny who resides in the residence of the householder not less than thirty-six consecutive hours in each week free from the performance of any duties for the householder and without any deduction from the normal pay of the person.

(2) Subject to subsection (3), where, with the consent of the domestic or nanny, duties are performed during the thirty-six consecutive hours mentioned in subsection (1), the time spent in performing such duties shall be added to one of the next four subsequent thirty-six consecutive hours of time free from the performance of any duties and no deduction shall be made therefor from the normal pay of the person.

(3) In addition to the normal pay to which the person is entitled, the householder shall pay the domestic or nanny a minimum wage of \$3 an hour for the time spent in performing duties during the thirty-six consecutive hours where no compensating time is given as prescribed by subsection (2). O. Reg. 1013/80, s. 5.

6.—(1) Parts IV and VI and clauses 26 (1) (b), (c) and (d) and section 27 of the Act do not apply to a domestic or nanny.

(2) A householder who has entered into a contract or arrangement described in subsection 3 (1) is exempt from the provisions of subclause 11 (a) (iii) of the Act with respect to a domestic or nanny who is employed under such a contract or arrangement. O. Reg. 1013/80, s. 6.



REGULATION 284

under the Employment Standards Act

FRUIT, VEGETABLE AND TOBACCO  
HARVESTERS

INTERPRETATION

1. For the purposes of this Regulation,
- (a) "housing accommodation" means a place of dwelling that is reasonably fit for human habitation consisting of at least a kitchen with cooking facilities, two bedrooms or a bedroom and a living room, and having its own private toilet and washing facilities;
  - (b) "piece work rate" means a rate of pay calculated upon a unit of work performed;
  - (c) "room" means a room that is reasonably furnished and reasonably fit for human habitation, is supplied with clean bed linen and towels and is reasonably accessible to proper toilet and washbasin facilities;
  - (d) "serviced housing accommodation" means housing accommodation for which light, heat, fuel, water, gas or electricity are provided at the expense of the employer. O. Reg. 320/75, s. 1.
2. This Regulation applies to an employee who is employed on a farm to harvest fruit, vegetables or tobacco for marketing or storage. O. Reg. 320/75, s. 2.
3. Subject to section 4, every employer shall pay not less than,
- (a) \$2.15 an hour to an employee who is a student under eighteen years of age where the weekly hours of the student are not in excess of twenty-eight hours or where the student is employed during a school holiday; and
  - (b) \$2.85 an hour to an employee other than an employee mentioned in clause (a). O. Reg. 320/75, s. 3; O. Reg. 418/76, s. 1; O. Reg. 131/79, s. 1.
4. Where a piece work rate being paid to employees other than an employee mentioned in

clause 3 (a), is customarily and generally recognized in the area as having been set so that an employee exercising reasonable effort would, if paid such a rate, earn at least the minimum wage prescribed in section 3, the employer shall be deemed to have paid an employee the minimum wages so prescribed. O. Reg. 320/75, s. 4.

5. Where housing accommodation, room or meals are taken into account by an employer in calculating the minimum wage of an employee, the maximum amount at which such housing accommodation, room or meals shall be valued shall be as follows:

- 1. Serviced housing accommodation.....\$40.00 a week
- 2. Housing accommodation.....\$30.00 a week
- 3. Room.....\$11.00 a week
- 4. Meals.....\$1.15 each  
and not more  
than \$24.00 a  
week
- 5. Both Room and meals .....\$35.00 a week

O. Reg. 320 75, s. 5; O. Reg. 418/76, s. 2.

6. Notwithstanding the provisions of any other Regulation, every employer shall give to an employee who has been employed by the employer for thirteen weeks or more a vacation with pay or pay him vacation pay pursuant to Part VIII of the Act. O. Reg. 320/75, s. 6.

7.—(1) Notwithstanding the provisions of any other Regulation, an employee who has been employed by his employer for a period of thirteen weeks or more and who is not excluded under clause 26 (1) (b), (c), (d) or (e) of the Act, shall be entitled to the employment standard provided in Part VII of the Act for a public holiday.

(2) For the purposes of this section, an employee to whom this Regulation applies shall be deemed to be employed in a continuous operation. O. Reg. 320/75, s. 7.



## REGULATION 285

### under the Employment Standards Act

#### GENERAL

#### INTERPRETATION

#### 1. In this Regulation,

- (a) "construction" includes all work in and about the construction, erection, demolition, repair, remodelling, decoration or alteration of the whole or any part of a building, or structure, the laying of pipe and conduit above or below ground level, excavating, tunnelling, fencing, grading, paving, land clearing, bridging, street and highway building, but does not include work done by a person who is regularly employed by a manufacturing, industrial or service institution performing maintenance work on the premises of his employer;
- (b) "domestic servant" means a person who is employed by a householder,
  - (i) as a sitter to attend primarily to the needs of a child who is a member of the household,
  - (ii) as a companion to attend to the needs of an aged, infirm or ill member of the household, or
  - (iii) as a domestic to perform services in the household who works twenty-four hours a week or less;
- (c) "hotel, motel, tourist resort, restaurant and tavern" means every establishment furnishing for payment, accommodation, lodging, meals or beverages, and includes hotels, motels, motor hotels, tourist homes, tourist camps, tourist cabins and cottages, tourist inns, catering establishments and all other establishments of a similar nature;
- (d) "learner" means a person who has not had previous experience in the kind of work that he is hired for or that he performs;
- (e) "lodging" means the provision of a room and three meals per day for a seven-day week;
- (f) "road building" means the preparation, construction, reconstruction, repair, alteration, remodelling, renovation, demolition, finishing and maintenance of streets, highways or parking lots, including structures such as bridges, tunnels or retaining walls

in connection with streets or highways, and all foundations, installation of equipment, appurtenances and work incidental thereto;

- (g) "room" means a room that is reasonably furnished and reasonably fit for human habitation, is supplied with clean bed linen and towels and is reasonably accessible to proper toilet and wash-basin facilities;
- (h) "seasonal employee" means an employee who works not more than sixteen weeks in a calendar year for an employer;
- (i) "taxi cab" means a vehicle, with seating accommodation for not more than nine persons exclusive of the driver, used for the carriage for hire of persons. O. Reg. 803/75, s. 1; O. Reg. 1014/80, s. 1.

#### APPLICATION OF ACT

#### 2.—(1) The Act does not apply to,

- (a) a secondary school student who performs work under a work experience program authorized by the school board of the school in which he is enrolled;
- (b) a person who performs work under a program approved by a community college or university;
- (c) an inmate of a correctional institution who participates inside or outside the institution in a work project or rehabilitation program authorized under the *Ministry of Correctional Services Act*; or
- (d) an offender who performs work or services under an order or sentence of a court. O. Reg. 803/75, s. 2 (1); O. Reg. 665/78, s. 1.

(2) Where, under an agreement or arrangement between an employee and his employer approved by the Director, a period of two or more work weeks is the period in which the hours of work of an employee may be averaged for the purpose of determining the hours of work in each work week in the period,

- (a) section 17 of the Act does not apply; and
- (b) subsection 25 (1) of the Act does not apply to the hours of work in a work week where such averaged hours do not exceed forty-four. O. Reg. 803/75, s. 2.



## EXEMPTIONS FROM PARTS IV TO VIII OF ACT

3. Parts IV, V, VI, VII and VIII of the Act do not apply to a person employed,

- (a) as a duly qualified practitioner of,
  - (i) architecture,
  - (ii) chiropody,
  - (iii) dentistry,
  - (iv) law,
  - (v) medicine,
  - (vi) optometry,
  - (vii) pharmacy,
  - (viii) professional engineering,
  - (ix) psychology,
  - (x) public accounting,
  - (xi) surveying, or
  - (xii) veterinary science;
- (b) as a duly registered drugless practitioner;
- (c) as a teacher as defined in the *Teaching Profession Act*;
- (d) as a student in training for the professions or callings mentioned in clause (a), (b) or (c);
- (e) in commercial fishing;
- (f) as a domestic servant; or
- (g) as a registered salesman or a broker registered under the *Real Estate and Business Brokers Act*;
- (h) as a salesman, other than a route salesman, who is entitled to receive all or any part of his remuneration as commissions in respect of offers to purchase or sales of goods, wares, merchandise or services and which offers or sales are normally made at a place other than the place of business of his employer; or
- (i) on a farm whose employment is directly related to the primary production of eggs, milk, grain, seeds, fruit, vegetables, maple products, honey, tobacco, pigs, cattle, sheep and poultry. O. Reg. 803/75, s. 3.
- (a) as a full-time firefighter as defined in the *Fire Departments Act*;
- (b) whose only work is supervisory or managerial in character;
- (c) as a fishing or hunting guide;
- (d) to work in construction;
- (e) in,
  - (i) landscape gardening,
  - (ii) mushroom growing,
  - (iii) the growing of flowers for the retail and wholesale trade,
  - (iv) the growing, transporting and laying of sod,
  - (v) the growing of trees and shrubs for the wholesale and retail trade,
  - (vi) the breeding and boarding of horses on a farm, or
  - (vii) the keeping of fur-bearing animals as defined in the *Fur Farms Act*, for propagation or the production of pelts for commercial purposes;
- (f) to perform homework;
- (g) as a superintendent, janitor or caretaker of a residential building and who resides in the building; or
- (h) as an embalmer or funeral director.

O. Reg. 803/75, s. 4.

## EXEMPTIONS FROM PART V OF ACT

## MINIMUM WAGES

5. Part V of the Act does not apply to a person employed,

- (a) as a student in a recreational program operated by a charitable organization registered as a charitable organization in Canada under Part 1 of the *Income Tax Act* (Canada), where the work or duties of the student are directly connected with the recreational program;
- (b) as a student to instruct or supervise children;
- (c) as a student at a camp for children;
- (d) as a superintendent, janitor or caretaker of a residential building who resides in the building;

## EXEMPTIONS FROM PART IV OF ACT

## HOURS OF WORK

4. Part IV, except section 22, of the Act does not apply to a person employed,

- (e) as a trainee in a course leading to registration as a registered nursing assistant under the *Health Disciplines Act*;
- (f) as a trainee in a course of study for a laboratory technologist as required by the Canadian Society of Laboratory Technologists; or
- (g) as a trainee in a course of study for a radiological technician as required by the Canadian Association of Radiological Technicians. O. Reg. 803/75, s. 5.

## EXEMPTIONS FROM PART VI OF ACT

## OVERTIME PAY

6. Part VI of the Act does not apply to a person employed,

- (a) as a full-time firefighter as defined in the *Fire Departments Act*;
- (b) whose only work is supervisory or managerial in character;
- (c) as a fishing or hunting guide;
- (d) in,
  - (i) landscape gardening,
  - (ii) mushroom growing,
  - (iii) the growing of flowers for the retail and wholesale trade,
  - (iv) the growing, transporting and laying of sod,
  - (v) the growing of trees and shrubs for the retail and wholesale trade,
  - (vi) the breeding and boarding of horses on a farm, or
  - (vii) the keeping of fur-bearing animals as defined in the *Fur Farms Act*, for propagation or the production of pelts for commercial purposes;
- (e) to perform homework;
- (f) as a student to instruct or supervise children;
- (g) as a student at a camp for children;
- (h) as a student in a recreational program operated by a charitable organization registered as a charitable organization in Canada under Part I of the *Income Tax Act* (Canada), where the work or duties of the student are directly connected with the recreational program;
- (i) as a superintendent, janitor or caretaker of a residential building and who resides in the building; or
- (j) as a taxi cab driver.

O. Reg. 803/75, s. 6.

## EXEMPTIONS FROM PART VII OF ACT

## PUBLIC HOLIDAYS

7.—(1) Part VII of the Act does not apply to a person employed,

- (a) as a full-time firefighter as defined in the *Fire Departments Act*;
- (b) as a fishing or hunting guide;
- (c) in,
  - (i) landscape gardening,
  - (ii) mushroom growing,
  - (iii) the growing of flowers for the retail and wholesale trade,
  - (iv) the growing, transporting and laying of sod,
  - (v) the growing of trees and shrubs for the retail and wholesale trade,
  - (vi) the breeding and boarding of horses on a farm, or
  - (vii) the keeping of fur-bearing animals as defined in the *Fur Farms Act*, for propagation or the production of pelts for commercial purposes;
- (d) to perform homework;
- (e) as a student to instruct or supervise children;
- (f) as a student at a camp for children;
- (g) as a student in a recreational program operated by a charitable organization registered as a charitable organization in Canada under Part I of the *Income Tax Act* (Canada), where the work or duties of the student are directly connected with the recreational program;
- (h) as a superintendent, janitor or caretaker of a residential building and who resides in the building;
- (i) as a taxi cab driver; or
- (j) as a seasonal employee in a hotel, motel, tourist resort, restaurant or tavern who is provided with room and board.

(2) An employee who works in construction and receives 7 per cent or more of his hourly rate or wages for vacation pay or holiday pay is exempt from Part VII of the Act.

#### SUBSTITUTED DAY

(3) Where an employer, with the agreement of an employee to whom section 26 of the Act does not apply, substitutes or designates a day for a public holiday, the day so substituted or designated shall be the public holiday for the purposes of section 27 of the Act. O. Reg. 803/75, s. 7.

#### EXEMPTIONS FROM PART VIII OF ACT

##### VACATION PAY

8. Part VIII of the Act does not apply to a person employed,

- (a) as a trainee in a course leading to registration as a registered nursing assistant under the *Health Disciplines Act*;
- (b) as a trainee in a course of study for a laboratory technologist as required by the Canadian Society of Laboratory Technologists; or
- (c) as a trainee in a course of study for a radiological technician as required by the Canadian Association of Radiological Technicians. O. Reg. 803/75, s. 8.

##### MINIMUM WAGE ESTABLISHED

9.—(1) An employer shall pay not less than the minimum wage hereinafter prescribed:

- (a) subject to the minimum wage prescribed in clauses (e) and (f), \$2.15 an hour to an employee who is a student under eighteen years of age where the weekly hours of the student are not in excess of twenty-eight hours or where the student is employed during a school holiday;
- (b) subject to the minimum wage prescribed in clauses (e) and (f), to an employee who is a learner during the first month of employment of the learner, \$2.90 an hour;
- (c) to an ambulance driver, a driver's helper or a first-aid attendant employed in the ambulance service industry, \$144 a week or, where the ambulance driver, driver's helper or first-aid attendant works not more than forty-eight hours a week, \$3 an hour;

(d) \$2.50 an hour to an employee who serves liquor directly to a customer, guest, member or patron in premises for which a licence or in a place for which a permit has been issued under the *Liquor Licence Act*;

(e) to an employee who is engaged in construction, \$3.25 an hour;

(f) to a guard who is employed to protect property during construction who guards the site of construction, \$3.25 an hour;

(g) for the services of a hunting or fishing guide, \$15 for less than five consecutive hours in a day and \$30 for five or more hours in a day, whether such hours are consecutive or not; and

(h) to an employee other than an employee mentioned in clauses (a) to (g), \$3 an hour. O. Reg. 803/75, s. 9 (1); O. Reg. 189/76, s. 1 (1-7); O. Reg. 339/78, s. 1, *revised*.

(2) Where meals or room or both are taken into account by an employer in calculating the minimum wage of an employee, the maximum amount at which meals or room or both shall be valued for the purpose of determining if the minimum wage prescribed has been paid to the employee shall be as follows:

- 1. Room — \$11 a week
- 2. Meals — \$1.15 each and not more than \$24 a week
- 3. Both room and meals — \$35 a week

O. Reg. 803/75, s. 9 (2); O. Reg. 189/76, s. 1 (8).

(3) Charges for meals or room shall not be deducted from the minimum wages of an employee unless the employee has received the meals or occupied the room supplied.

(4) Where an employee who is not a student,

(a) regularly works more than three hours a day;

(b) is required to present himself for work; and

(c) works less than three hours,

the employee shall be deemed to have worked for three hours for the purpose of determining whether he has been paid the minimum wages prescribed under the Act.

(5) Subsection (4) does not apply where the employer is unable to provide work for the employee because of fire, lightning, power failure, storms or similar causes beyond the control of the employer resulting in the stopping of work. O. Reg. 803/75, s. 9 (3-5).

#### LEARNERS

10. The number of employees who may be employed as learners shall not exceed one-fifth of the employer's total number of employees and, where the total number of employees is less than five, only one employee may be employed as a learner. O. Reg. 803/75, s. 10.

11. No person shall be paid as a learner who,

- (a) is employed for less than twenty-eight hours in a work week; or
- (b) is a homemaker. O. Reg. 803/75, s. 11.

#### REGULAR RATE OR REGULAR WAGES

12.—(1) Subject to clause 1 (m) and to section 5 of the Act, in determining the regular wages of an employee whose hours of work differ from day to day or who is paid on a basis other than time, his regular wages for a public holiday or a day that is substituted or designated for the public holiday for the purposes of Part VII of the Act shall be determined by,

- (a) the method set out in a schedule declared in force under the *Industrial Standards Act*, if the schedule applies to him;
- (b) the method agreed upon under or pursuant to a collective agreement that is binding upon the employer and the employee; and
- (c) in a case where clause (a) or (b) does not apply, calculating the average of his daily earnings, exclusive of overtime pay, over a period of thirteen work weeks preceding the public holiday or the day that is substituted or designated for the public holiday.

(2) Subject to clause 1 (m) of the Act, in determining the regular rate or regular wages of an employee whose hours of work differ from day to day or who is paid on a basis other than time, for the purposes of Part XII of the Act, the wages of the employee for a regular non-overtime work week shall be determined by calculating the average of his weekly earnings exclusive of overtime pay, for the weeks he has worked in the period of thirteen work weeks preceding the date he would have been entitled to receive notice of termination. O. Reg. 803/75, s. 12.

13.—(1) Subject to subsection (2), work shall be deemed to be performed by an employee for the employer,

- (a) where work is,

- (i) permitted or suffered to be done by the employer, or

- (ii) in fact performed by an employee notwithstanding that a term of the contract of employment expressly forbids or limits hours of work or requires the employer to authorize hours of work in advance;

- (b) where the employee is not performing work and is required to remain at his place of employment,

- (i) waiting or holding himself ready for call to work, or
- (ii) on a rest or break-time other than an eating period.

(2) Work shall not be deemed to be performed for an employer during the time the employee,

- (a) is entitled to,

- (i) take time off work for an eating period,
- (ii) take at least six hours or such longer period as is established by contract, custom or practice for sleeping and the employer furnishes sleeping facilities, or

- (iii) take time off work in order to engage in his own private affairs or pursuits as is established by contract, custom or practice; or

- (b) is not at his place of employment and is waiting or holding himself ready for call to work. O. Reg. 803/75, s. 13.

#### HOMEMAKERS

14.—(1) In this section "homemaker" means a person who is employed by a person other than a householder to perform homemaking services for a householder or member of a household in the private residence of the householder.

(2) Notwithstanding section 13, the hours of work in respect of which a homemaker is to be paid at least the minimum wage shall be not more than twelve hours in a day.

(3) Subclause 11 (a) (iii) of the Act and Parts IV and VI of the Act do not apply to a homemaker who is paid in accordance with subsection (2). O. Reg. 417/76, s. 1.

#### DEDUCTIONS, ETCETERA, FROM WAGES

15.—(1) Notwithstanding section 8 of the Act, an employer may set off against, deduct from, claim or make a claim against or retain or accept the wages of an employee where,



- (a) a statute so provides;
- (b) an order or judgment of a court so requires; or
- (c) subject to subsection (2), a written authorization of the employee so permits or directs.

(2) No written authorization of an employee shall entitle an employer to set off against, deduct from, retain, claim or accept wages for faulty workmanship, or for cash shortages or loss of property of the employer where a person other than the employee has access to the cash or property.

(3) Where an employee has been given or paid a vacation with pay or payment for vacation in excess of the requirements of Part VIII of the Act, no employer shall set off or deduct such excess against or from any vacation with pay, pay for vacation, or payment under section 31 of the Act. O. Reg. 803/75, s. 14.

#### ROAD BUILDING

16.—(1) Notwithstanding Part VI of the Act, and subject to subsection (2),

- (a) an employee engaged at the site of road building in relation to streets, highways or parking lots shall be paid overtime pay by his employer for each hour worked in excess of fifty-five hours in a work week at an amount not less than one and one-half times his regular rate; and
- (b) an employee engaged at the site of road building in relation to structures such as bridges, tunnels or retaining walls in connection with streets or highways shall be paid overtime pay by his employer for each hour worked in excess of fifty hours in a work week at an amount not less than one and one-half times his regular rate.

(2) Where the hours of work in the case of,

- (a) an employee within clause (1) (a) are less than fifty-five hours in a work week; or
- (b) an employee within clause (1) (b) are less than fifty hours in a work week,

the difference up to an amount not exceeding twenty-two hours between the hours of work in the work week and fifty-five hours or fifty hours, as the case may be, may be added to the maximum hours prescribed by clause (1) (a) or (b) for the purpose of determining the overtime pay of the employee in the immediately following calendar week. O. Reg. 803/75, s. 15.

#### SPECIAL OVERTIME PROVISIONS

##### LOCAL CARTAGE

17.—(1) Notwithstanding Part VI of the Act, an employee, except an employee mentioned in subsection (2), who is the operator, or operator's helper of a vehicle used in the business of carrying goods for hire within a municipality or to any point not more than three miles beyond its limits shall be paid overtime pay by his employer for each hour worked in excess of fifty hours in a work week at an amount not less than one and one-half times his regular rate.

##### HIGHWAY TRANSPORT

(2) Notwithstanding Part VI of the Act, an employee, except an employee mentioned in subsection (1) who is the operator of a public commercial vehicle licensed under the *Public Commercial Vehicles Act* shall be paid overtime pay by his employer for each hour worked in excess of sixty hours in a work week at an amount not less than one and one-half times his regular rate, and in computing the number of hours worked by the employee in any week, only those hours during which the employee is directly responsible for the public commercial vehicle shall be included.

##### HOTEL, MOTEL, ETCETERA

(3) Notwithstanding Part VI of the Act, a seasonal employee who works for the owner or operator of a hotel, motel, tourist resort, restaurant or tavern and who is provided with room and board shall be paid overtime pay by his employer for each hour worked in excess of fifty hours in a work week at an amount not less than one and one-half times his regular rate.

##### FRESH FRUITS AND VEGETABLES PROCESSING

(4) Notwithstanding Part VI of the Act, a seasonal employee whose employment is directly related to the canning, processing and packing of fresh fruits or vegetables or the distribution thereof by the canner, processor or packer shall be paid overtime pay by his employer for each hour worked in excess of fifty hours in a work week at an amount not less than one and one-half times his regular rate.

##### SEWER AND WATERMAIN CONSTRUCTION

(5) Notwithstanding Part VI of the Act, an employee who is employed in laying, altering, repairing or maintaining sewers and watermains and work incidental thereto or in guarding the site during the laying, altering, repairing or maintaining of sewers and watermains shall be paid overtime pay by his employer for each hour worked in excess of fifty hours in a work week at an amount not less than one and one-half times his regular rate. O. Reg. 803/75, s. 16.



## REGULATION 286

### under the Employment Standards Act

#### TERMINATION OF EMPLOYMENT

#### 1. For the purposes of Part XII of the Act,

- (a) "temporary lay-off" means,
  - (i) a lay-off of not more than thirteen weeks in any period of twenty consecutive weeks,
  - (ii) a lay-off of more than thirteen weeks where,
    - (A) the person continues to receive payments from the employer,
    - (B) the employer continues to make payments for the benefit of the person laid off under the provisions of a *bona fide* retirement or pension plan or under a *bona fide* group or employee insurance plan,
    - (C) the person laid off receives supplementary unemployment benefits, or
    - (D) the person laid off is entitled to be in receipt of supplementary unemployment benefits but does not receive the same because he is employed elsewhere during the lay-off, or
- (iii) a lay-off of more than thirteen weeks where the employer recalls the person within the time or times fixed by the Director;
- (b) "termination of employment" includes a lay-off of a person for a period longer than a temporary lay-off;
- (c) "week of lay-off" means a week in which a person receives less than one-half of the amount he would earn at his regular rate in a normal non-overtime work week, but shall not mean a week in which a person,
  - (i) was not able to work or not available for work,
  - (ii) was subject to disciplinary suspension, or

- (iii) was not provided with work by his employer by reason of any strike or lock-out occurring at his place of employment or elsewhere. R.R.O. 1970, Reg. 251, s. 1.

#### 2. Part XII of the Act does not apply to a person who,

- (a) is laid off after refusing an offer by his employer of reasonable alternate work;
- (b) is laid off after refusing alternate work made available to him through a seniority system;
- (c) is on lay-off and does not return to work within a reasonable time after being requested to do so by his employer;
- (d) is laid off or terminated during or as a result of a strike or lock-out at his place of employment;
- (e) is employed in the construction, alteration, decoration, repair or demolition of buildings, structures, roads, sewers, water or gas mains, pipelines, tunnels, bridges, canals or other works at the site thereof;
- (f) is employed under an arrangement whereby he may elect to work or not for a temporary period when requested so to do; or
- (g) having reached the age of retirement according to the established practice of the employer, has his employment terminated. R.R.O. 1970, Reg. 251, s. 2.

3. An employer who is engaged in the building, alteration or repair of a ship or vessel with a gross tonnage of over ten tons designed for or used in commercial navigation is exempt from the provisions of Part XII of the Act in respect of an employee to whom a *bona fide* supplementary unemployment benefit fund, plan or arrangement applies that has been agreed upon by the employer and the employee or his agent if the employee or his agent consents or agrees in writing to such exemption. O. Reg. 761/79, s. 1.

4. Subject to section 5, the notice required to be given by an employer under subsection 40 (2) of the Act shall not be less than,

- (a) eight weeks' notice if the employment of fifty or more persons and fewer than 200 persons is to be terminated at an establishment;

(b) twelve weeks' notice if the employment of 200 or more persons and fewer than 500 persons is to be terminated at an establishment; and

(c) sixteen weeks' notice if the employment of 500 or more persons is to be terminated at an establishment. R.R.O. 1970, Reg. 251, s. 3.

5.—(1) Where not more than 10 per cent of the persons employed at an establishment, being fifty or more persons, have their employment terminated in any period of four weeks or less, the provisions of subsection 40 (1) of the Act apply unless the termination is caused by the permanent discontinuance of all or part of the business of the employer at the establishment in which case the provisions of subsection 40 (2) of the Act apply.

(2) In determining the number of persons employed at an establishment for the purposes of subsection (1), those persons who have been employed for less than three months shall not be taken into consideration. R.R.O. 1970, Reg. 251, s. 4.

6. A person who has been employed for less than three months shall not be entitled to notice under subsection 40 (2) of the Act. R.R.O. 1970, Reg. 251, s. 5.

7. Where notice is required to be given by an employer under subsection 40 (2) of the Act, the employer shall at the same time notify the Minister in writing. R.R.O. 1970, Reg. 251, s. 6.

8.—(1) Where the terms of employment permit a person whose employment is terminated to take another position in the establishment as a result of which some other person loses his employment, the employer may post a notice in a conspicuous part of the establishment listing the person to be terminated in the first instance, his seniority and job classification and setting forth the date of termination.

(2) The posting of the notice mentioned in subsection (1) shall be notice of termination of employment as of the day of posting to the person losing his employment in the circumstances set out in subsection (1).

(3) The provisions of clause 40 (6) (a) of the Act do not apply to a person remaining in the employment of the employer in the circumstances set out in subsection (1). R.R.O. 1970, Reg. 251, s. 7.

9.—(1) Notice of termination of employment shall be in writing addressed to each person whose employment is to be terminated and shall be served personally or by registered mail.

(2) Notice of termination of employment may be made conditional upon the happening of a future event provided that the length of the notice complies with the Act and this Regulation.

(3) Notice of indefinite lay-off shall be deemed to be notice of termination of employment.

(4) Where a person who has been laid off is no longer temporarily laid off as defined in this Regulation, the employment of that person shall be deemed to have been terminated upon the first day that he was laid off and the employer shall pay to that person an amount calculated in accordance with subsection 40 (7) of the Act, as though the employment of the person had been terminated forthwith without notice. R.R.O. 1970, Reg. 251, s. 8.

10. Where a person continues to be employed after the expiry of notice of termination of employment for a period exceeding the length of the notice, his employment shall not be terminated except in accordance with the provisions of Part XII of the Act and this Regulation. R.R.O. 1970, Reg. 251, s. 9.

11. The length of notice of termination of employment shall not include any week of vacation unless the person after receiving the notice agrees to take his vacation during the period of the notice. R.R.O. 1970, Reg. 251, s. 10.

12.—(1) Subject to subsection (2), the employer shall pay to the person given notice of termination of employment, the wages to which the person is entitled for work performed during the period of notice, but in no case shall the employer pay to the person for each week during the period of notice an amount less than the amount the person would have received for a normal non-overtime work week at his regular rate, whether the person performed work or not.

(2) Where during the period of notice of termination the person who has been given that notice is guilty of wilful misconduct or disobedience or wilful neglect of duty that has not been condoned by the employer, the provisions of Part XII of the Act and of this Regulation shall not apply. R.R.O. 1970, Reg. 251, s. 11.

13.—(1) For the purposes of subsections 40 (6) and (7) of the Act and of section 12 of this Regulation, the employer shall not make any deduction from the amounts to be paid thereunder except a deduction,

(a) required to be made pursuant to a statute;

(b) subject to subsection (2), expressly authorized in writing by the person or his agent; or

(c) pursuant to an order or judgment of a court.

(2) An authorization in writing which permits a deduction from the said amounts for,

(a) cash shortages where two or more persons have access to the cash;

(b) losses due to faulty workmanship; or

(c) the value of property stolen from the person, is null and void. R.R.O. 1970, Reg. 251, s. 12.

14. Where the employment of a person is terminated by notice of termination or otherwise under the provisions of this Regulation, any payments to which the person is entitled under,

- (a) retirement pension;
- (b) sickness or disability insurance; or
- (c) workmen's compensation,

shall not be payments for the purposes of subsections 40 (6) and (7) of the Act and section 12 of this Regulation. R.R.O. 1970, Reg. 251, s. 13.

15.—(1) Subject to subsection (2), period of employment constitutes the period between the time that the employment first began and the time that notice of termination is or should have been given and

shall include employment before the coming into force of Part XII of the Act.

(2) Successive periods of employment of a person by an employer shall constitute one period of employment except where the successive periods of employment are more than thirteen weeks apart in which case the period of last employment shall constitute the period of employment for the purposes of Part XII of the Act. R.R.O. 1970, Reg. 251, s. 14.

16.—(1) Where a person is employed for a term or a task and the term or task exceeds a period of twelve months, the employment shall be deemed not to be employment for a definite term or task.

(2) Where a person who is employed for a definite term or task continues to be employed for a period of three months or more after completion of the term or task for which he was employed, the employment of that person shall be deemed not to be employment for a definite term or task and his employment shall be deemed to have commenced at the beginning of the term or task. R.R.O. 1970, Reg. 251, s. 15.



## REGULATION 287

under the Endangered Species Act

### ENDANGERED SPECIES

1. The species of fauna listed in Schedule 1 are declared to be threatened with extinction. O. Reg. 33/77, s. 1.

2. The species of flora listed in Schedule 2 is declared to be threatened with extinction. O. Reg. 33/77, s. 2.

#### Schedule 1

1. *Coluber constrictor foxi* Baird and Girard commonly known as Blue Racer.
2. *Crotalus horridus horridus* Linnaeus commonly known as Timber Rattlesnake.
3. *Falco peregrinus anatum* Bonaparte commonly known as Peregrine Falcon.
4. *Haliaeetus leucocephalus alascanus* Townsend commonly known as Bald Eagle.
5. *Pieris virginiensis* Edwards commonly known as West Virginia White Butterfly.

6. *Natrix sipedon insularum* Conant and Clay commonly known as Lake Erie Island Water Snake.
7. *Charadrius melodus* Ord commonly known as Piping Plover.
8. *Numenius borealis* Forster commonly known as Eskimo Curlew.
9. *Aquila chrysaëtos* Linnaeus commonly known as Golden Eagle.
10. *Pelecanus erythrorhynchos* Gmelin commonly known as White Pelican.
11. *Felis concolor cougar* Kerr commonly known as Mountain Lion or Eastern Cougar.
12. *Dendroica kirtlandii* Baird commonly known as Kirtland's Warbler. O. Reg. 33/77, Sched. 1; O. Reg. 581/77, s. 1.

#### Schedule 2

1. *Cypripedium candidum* Muhl commonly known as Small White Lady's-slipper orchid. O. Reg. 33/77, Sched. 2.





## REGULATION 288

under the Energy Act

### FUEL OIL CODE

#### 1. In this Regulation,

(a) "approved" means,

(i) where applied to a standard, that the standard is listed in "Titles of Appliances, Equipment and Accessory Standards Authorized for Use in the Province of Ontario under the *Energy Act*,

(ii) where applied to an appliance, that the appliance bears a label issued by the Director, or bears a label of a designated testing organization, certifying conformance with a standard acceptable to the Director or conforming with a Laboratory test report accepted by the Director, or

(iii) where applied to an installation, that it conforms with this Regulation;

(b) "professional engineer" means a person who is a member or licensee of the Association of Professional Engineers of the Province of Ontario. O. Reg. 441/77, s. 1.

2.—(1) The Code issued by the Canadian Standards Association entitled "Installation Code for Oil Burning Equipment, CSA B139 - 1976" as it existed on the 1st day of September, 1977 and the Standards, Specifications and Codes set out therein as reference publications insofar as they apply to the said Code are adopted as part of this Regulation with the following change:

1. Part 3 is amended by adding thereto the following clause:

3.13.4 This code also encompasses appliances utilizing catalytic fuels including CGSB 3-GP-27c Naphtha.

(2) Where there is a conflict between a provision of a standard, specification, code or publication adopted in subsection (1) and the provisions of this Regulation, the provisions of this Regulation shall prevail.

(3) A reference in the Code adopted in subsection (1) to the National Building Code shall be deemed to be a reference to the Ontario Building Code. O. Reg. 441/77, s. 2.

3.—(1) Where a leak is suspected in any tank or piping or where the Director so requests, the owner of the tank or piping shall,

(a) arrange for a recorded pressure test with readings four hours and twelve hours from commencement of the test on tanks and piping at pressures of,

(i) not more than 5 psig for uncovered tanks,

(ii) not less than 5 psig or more than 15 psig for covered tanks, and

(iii) at least 50 psig or one and one-half times the operating pressure, whichever is the greater, but not more than 100 psig for piping;

(b) prior to a pressure test being applied to any piping, ensure that the piping is disconnected from the tank, pump or other equipment that may be damaged by the applied pressure;

(c) ensure that no pressure test is performed with any product in the tank unless prior authorization has been obtained from the Director; and

(d) ensure that the pressure gauges used in the test required by this subsection are calibrated in increments not greater than,

(i) one-tenth of one pound per square inch for the tank test, and

(ii) one-half of one pound per square inch for the piping test.

(2) The owner or a person authorized by the owner shall certify on the record of the test that he has witnessed all tests and repairs required by subsection (1) and the records shall be retained by the owner for a period of two years from the date of the test. O. Reg. 441/77, s. 3.

4. The owner of a supply tank or its piping shall,

(a) ensure that any leaks are repaired;

(b) ensure that any defective equipment or component is repaired or replaced forthwith;

(c) take all reasonable precautions to prevent the escape or spillage of fuel oil during all operations including testing and repairing; and

- (d) ensure that escaped fuel oil is recovered and contaminated soil is removed forthwith. O. Reg. 441/77, s. 4.

5. Where an underground tank will not be used, or where it has not been used for two years, whichever comes first, the owner of the tank shall,

- (a) remove any product from the tank and connected piping;
- (b) remove the tank from the ground, and
  - (i) remove the piping from the ground, or
  - (ii) purge the piping of combustible vapours and permanently seal the ends of the piping by capping or plugging;
- (c) where the soil around the tank is contaminated with oil from the tank, remove such contaminated soil; and
- (d) fill any cavities caused by removal of the tank to grade level with clean land fill. O. Reg. 441/77, s. 5.

6. No person shall make a weld in any steel pipe that forms or is intended to form a part of a steel pipeline or a component of a steel pipeline unless he is qualified to make the weld in accordance with the requirements of CSA Standard Z184-1975 Gas Pipeline Systems and is the holder of a subsisting identification card issued under the *Boilers and Pressure Vessels Act*. O. Reg. 441/77, s. 6.

7. Where piping from a supply tank for the supply of fuel oil to or from fuel oil burner equipment is heated by electrical heating cables or the piping is used as an electrical resistance heating element, the owner shall provide and maintain temperature limit controls to ensure the temperature of the fuel oil is not raised above its flash point. O. Reg. 441/77, s. 7.

8.—(1) The lessor of a construction heater shall, at the time of delivery to the lessee, ensure that,

- (a) the construction heater and its accessories are approved and are in a safe operating condition; and
- (b) the lessee is instructed in the safe installation and use of the construction heater and its accessories as set out in Part 12 of the Code adopted in section 2.

(2) The lessee of a construction heater shall ensure that,

- (a) the construction heater and its accessories are installed and used in accordance with the manufacturer's safety instructions as

approved by a testing organization designated under section 15, and Part 12 of the Code adopted in section 2;

- (b) the installation of a construction heater and any associated piping and the repair, servicing, or removal of the heater is performed only by a person holding a certificate as a category II oil burner mechanic;
- (c) the handling and operation of a construction heater and its accessories are performed by a person who has been instructed in the proper performance of such handling and operation;
- (d) a malfunctioning or damaged construction heater or its accessories is removed from service and such malfunction or damage is reported to the lessor.

(3) Where the owner of a construction heater and its accessories is also the user of the heater and accessories, he shall ensure that,

- (a) the construction heater and its accessories are approved and are maintained in a safe operating condition;
- (b) the construction heater and its accessories are installed and used in accordance with the manufacturer's safety instructions as approved by a testing organization designated under section 15, and Part 12 of the Code adopted in section 2;
- (c) the installation of a construction heater and any associated piping and the repair, servicing or removal of the heater is performed only by a person holding a certificate as a category II oil burner mechanic;
- (d) the handling and operation of a construction heater and its accessories is performed by a person who has been instructed in the proper performance of such handling and operation; and
- (e) a damaged or malfunctioning construction heater and its accessories are removed from service. O. Reg. 441/77, s. 8.

9.—(1) Subject to subsections (2) and (3), no person shall offer for sale, sell, lease, rent, buy or install an appliance for which there is an approved standard unless it is a certified package unit as defined in the Code adopted in section 2.

(2) Where a burner in an existing package unit or other oil-fired appliance is to be replaced, the replacement burner shall,

- (a) be certified for field installation and be suitable for the application for which it is intended;

- (b) be chosen and installed by a person holding a certificate as a category II oil burner mechanic; and
  - (c) be installed in accordance with Part 9 of the Code adopted in section 2 and the manufacturer's instructions as approved by a testing organization designated under section 15.
- (3) An appliance and its equipment that conforms with the applicable requirements of the Code adopted in section 2 is exempt from section 10 of the Act where,
- (a) the input to the appliance and its equipment is greater than 70 U.S. gallons per hour; or
  - (b) the appliance and its equipment is being used for the function for which it was designed and has previously been used in another location. O. Reg. 441/77, s. 9.

**10.** Every contractor who installs an appliance shall record his name, address and registration number on the appliance in a readily visible location. O. Reg. 441/77, s. 10.

**11.**—(1) The owner of an appliance shall ensure that the appliance and its accessories are maintained in a safe operating condition and that damaged or defective appliances or accessories are repaired or replaced forthwith.

(2) Where a distributor, contractor or oil burner mechanic finds that,

- (a) an appliance or its installation does not comply with this Regulation;
- (b) the combustion products of an appliance are not safely vented;
- (c) an appliance has been tagged as unsafe;
- (d) an appliance is used for a purpose other than that for which it is designed;
- (e) any device, attachment, alteration or deterioration might in any way,
  - (i) impair the combustion within an appliance, or
  - (ii) impair the safe venting of an appliance; or
- (f) there is non-compliance with this Regulation with respect to the supply of air for combustion,

the distributor, contractor or oil burner mechanic, as the case may be, shall forthwith notify in writing the owner, or where the owner is not known or is unable to be located, the operator of the appli-

ance and the Director of the condition. O. Reg. 441/77, s. 11.

**12.**—(1) No person shall deliver fuel oil to an appliance where the fill and vent pipes connected to the supply tank feeding the appliance do not terminate outside the building.

(2) Where a distributor finds that the fill or vent pipes connected to the supply tank feeding an appliance do not terminate outside the building and refuses to deliver fuel oil to the appliance in accordance with subsection (1), he shall notify the owner or where the owner is not known or is unable to be located, the operator of the appliance and the Director of the reason for non-delivery. O. Reg. 441/77, s. 12.

**13.** Where a distributor supplies fuel oil through underground piping from a central supply tank or tanks, the distributor shall ensure that,

- (a) accurate inventory records are maintained and reconciled against daily degree day accumulations of the system for indication of possible leakage from tanks or piping;
- (b) any defective equipment or component is repaired or replaced forthwith;
- (c) any leak is reported to an inspector within twelve hours of its discovery;
- (d) the underground part of a repaired or replaced piping is not backfilled until it has been inspected by a person who holds a certificate as a fuel oil pipeline inspector; and
- (e) any escaped fuel oil is recovered and contaminated soil is removed forthwith. O. Reg. 441/77, s. 13.

**14.** Where a fuel oil appliance is served by a pipeline, the distributor shall arrange for inspection of the appliance at intervals approved by the Director. O. Reg. 441/77, s. 14.

**15.**—(1) The Canadian Standards Association, the Underwriters' Laboratories of Canada and the Canadian Gas Association are designated as organizations to test fuel oil appliances, including those designed to burn both gas and fuel oil, together or separately, and catalytic heaters to approved standards and, where the appliances conform to the standards, to place their label thereon.

(2) The Canadian Gas Association, the Canadian Standards Association and the Underwriters' Laboratories of Canada are designated as organizations to test equipment, components or accessories to approved standards and, where the equipment, components or accessories conform to the standards, to place their label thereon.



(3) Where an organization designated in subsection (1) is testing an appliance having components or accessories previously certified by an organization not designated in subsection (1), such components or accessories shall be investigated to confirm whether they comply with the applicable approved standards. O. Reg. 441/77, s. 15.

16. An appliance, component, accessory or equipment for which there is no approved standard may be tested by a testing organization designated by section 15 and the organization shall report its findings to the Director, and where the report is accepted by the Director, the label of the designated testing organization may be placed on the appliance, component, accessory or equipment certifying conformance with the report and the label shall constitute approval. O. Reg. 441/77, s. 16.

17.—(1) Any person may apply to the Director for a label in respect of the fuel features of an appliance that does not bear the label of the Canadian Gas Association, the Canadian Standards Association or the Underwriters' Laboratories of Canada.

(2) Where an application is made under subsection (1), and,

- (a) the Director is of the opinion that it is not feasible for an organization designated under section 15 to test and label the appliance; and
- (b) an inspector inspects the appliance and finds that the fuel features conform to approved standards,

the Director shall, subject to subsection (4), issue a label for the fuel features of the appliance that the inspector shall affix to the appliance.

(3) Where the inspector so requires, an applicant for a label shall conduct, in the presence of the inspector, such tests as are considered necessary by the inspector to determine that the fuel features of the appliance conform to approved standards.

(4) The Director may refuse to issue a label to an applicant under subsection (1), where two or more appliances of substantially the same design manufactured by two or more persons have been tested and labelled by an organization designated under section 15.

(5) The fee payable by an applicant for inspecting the fuel features of an appliance by an inspector under subsection (2) and for observing a test under subsection (3) shall be \$30 for every hour or fraction thereof of the time spent by an inspector and may include travel time and reasonable travel and living expenses.

(6) The Director may authorize an organization designated under section 15,

- (a) to perform the inspection described in clause (2) (b); and

(b) to require the applicant for a label under subsection (1) to conduct such tests as are considered necessary by the testing organization to determine that the appliance conforms to approved standards.

(7) The organization authorized under subsection (6) shall, where the inspection or testing of the appliances under subsection (6) indicates that the fuel features conform to approved standards, place its label thereon. O. Reg. 441/77, s. 17.

18.—(1) An application for a licence to distribute fuel oil by pipeline or a renewal thereof under section 12 of the Act shall be made to the Director.

(2) A licence to distribute fuel oil by pipeline or a renewal thereof shall be issued to the applicant where the distribution system complies with this Regulation.

(3) The fee on making an application under subsection (1) for a licence or renewal thereof for one year is \$25 for each distribution system. O. Reg. 441/77, s. 18.

19.—(1) An application for a registration as a contractor under section 13 of the Act or a renewal thereof shall be made to the Director.

(2) The fee on making an application for registration as a contractor or a renewal thereof is \$50 for one year.

(3) Evidence of registration as a contractor, or a renewal thereof, shall be issued to an applicant by the Director when the applicant is registered as a contractor or his registration is renewed.

(4) A contractor shall display evidence of his registration in a conspicuous place in his business premises and shall notify the Director forthwith of any change of his business address.

(5) Every registration or renewal thereof, expires on the date indicated thereon.

(6) Registrations and renewals thereof are not transferable.

(7) Where a person's evidence of registration is lost or destroyed, he shall, on payment of a \$5 fee, be issued a duplicate evidence of registration.

(8) Where a registered contractor changes his name, he shall, on payment of a \$5 fee, be issued evidence of registration in his new name. O. Reg. 441/77, s. 19.

20.—(1) A certificate as required by subsection 14 (1) or subsection 17 (2) of the Act or a renewal thereof when issued to an applicant shall be designated as a category II oil burner mechanic, category III oil burner mechanic, or a pipeline inspector certificate, as the case may be.



(2) An application for a certificate as a category II oil burner mechanic or category III oil burner mechanic under subsection 14 (1) of the Act or a renewal thereof shall be made to the Director.

(3) An application for a certificate as a fuel oil pipeline inspector as required by subsection 17 (2) of the Act or renewal thereof shall be made to the Director.

(4) The fee on an initial application for a certificate as a category II oil burner mechanic, category III oil burner mechanic or as a pipeline inspector, or a renewal thereof, is \$20 and where a certificate is issued, the application fee shall be applied to the issue of the initial certificate.

(5) An applicant for a certificate as a category II oil burner mechanic, category III oil burner mechanic or as a pipeline inspector, or a renewal thereof, shall satisfy the Director as to his knowledge and competence with respect to the subject-matter of the type of certificate applied for.

(6) Where an applicant for a certificate is not successful in passing an examination required by the Director under subsection (5), the applicant may not make another application for a certificate until a period of not less than ninety days has elapsed from the date of examination and the fee on a subsequent application is \$20.

(7) A certificate issued under this section expires on the second birthday of the holder next following the issuance of the certificate and any subsequent renewal shall be for a period of two years expiring on the birthday of the holder.

(8) The holder of a certificate shall notify the Director forthwith of any change of his address.

(9) When a person's certificate is lost or destroyed, he shall, on payment of a \$5 fee, be issued a duplicate certificate.

(10) Where the holder of a certificate changes his name, he shall, on payment of a \$5 fee, be issued a certificate in his new name. O. Reg. 441/77, s. 20.

21.—(1) Where a person holds more than one valid certificate under section 14 of the Act, he shall make one application for renewal of all such certificates.

(2) Notwithstanding subsection 20 (4), the fee for the renewal of all certificates issued under subsection 14 (1) of the Act is \$20. O. Reg. 441/77, s. 21.

## 22. Section 14 of the Act does not apply to,

- (a) a person who installs an appliance or works on an installed appliance in his own single-family detached dwelling; or
- (b) a person who works on any appliance having an input of more than 25 U.S. gallons per hour or using fuel oil heavier than type 2. O. Reg. 441/77, s. 22.

23.—(1) The holder of a certificate as a category II oil burner mechanic may install, alter, purge, activate, repair, service or remove any appliance having an input of 25 U.S. gallons per hour or less and using fuel oil not heavier than type 2, and in connection therewith may perform the following procedures,

- (a) clean, oil or replace any electrical component or accessory forming part of such appliance;
- (b) perform such tasks as are necessary to replace controls and components forming part of such appliance other than the replacement of a low water cut-off;
- (c) install, service, remove or replace any flue pipe for such appliance, together with the associated draft control devices including any electrical wiring within three feet of the device;
- (d) install, service, remove or replace any piping or tankage for such appliance including piping, components, valves and heating equipment;
- (e) disconnect and reconnect not more than five feet in horizontal measurement of water piping in order to replace water heaters with approved water heaters and carry out the replacement necessary to complete the reconnection of controls and components that form part of an approved water heater; and
- (f) the procedures permitted of the holder of a certificate as a category III oil burner mechanic. O. Reg. 441/77, s. 23 (1); O. Reg. 665/77, s. 1.

(2) The holder of a certificate as a category III oil burner mechanic may perform the following procedures,

- (a) clean, lubricate or reactivate an appliance; and
- (b) clean, remove and replace any flue pipe or the barometric damper. O. Reg. 441/77, s. 23 (2).

24. Where an appliance is to be installed in a building, the Director may require,

- (a) that installation drawings be submitted to him prior to the commencement of the installation; and
- (b) that such drawings be certified by a professional engineer as complying with this Regulation. O. Reg. 441/77, s. 24.



REGULATION 289

under the Energy Act

GAS PIPELINE SYSTEMS

1. In this Regulation,
- (a) “operating company” means an individual, partnership, corporation, public agency or other entity operating a gas pipeline system;

(b) “professional engineer” means a person who is a member or licensee of the Association of Professional Engineers of the Province of Ontario. O. Reg. 629/80, s. 1.
- 2.—(1) The Standard issued by the Canadian Standards Association entitled CSA Standard Z184-M1979 Gas Pipeline Systems, as it existed on the 1st day of August, 1980, and the standards, specifications, codes and publications set out therein as reference publications insofar as they apply to the said Standard are adopted as part of this Regulation with the following changes:
1. Clause 1.1.1. is revoked and the following substituted therefor:
- 1.1.1. This Standard covers the design, fabrication, installation, inspection, testing, and the safety aspects of operation and maintenance of gas pipeline systems including transmission lines, compressor stations, metering and regulating stations, distribution lines and service lines.

2. The explanations and note under Table 3.2 are revoked and the following substituted therefor:
- \*Category I does not require proven notch toughness properties. Category II materials shall have minimum Charpy V-notch toughness requirements of 20J at the design temperature.
- +Category I valves, fittings and flanges may be specified for pipe runs less than 50 metres in length.
- NOTE: Valves to AP16D, Specification for Pipeline Valves, that have been qualified for design temperatures below -29 degrees Celsius meet Category II requirements at or above the test temperature used.
3. The explanations under Table 3.3 are revoked and the following substituted therefor:
- \*For pipe runs exceeding 50 metres in length Category II pipe should be specified when the design operating stress exceeds 145 MPa for pipe in Class Location 2, or 120 MPa for pipe in Class Location 3, or 95 MPa for pipe in Class Location 4.
- +Category I pipe may be specified for pipe runs less than 50 metres in length.

Table 6.6 is revoked and the following substituted therefor:

Table 6.6\*

Test Requirements for Pipelines to Operate at Hoop Stresses of 30 Per Cent or More of the Specified Minimum Yield Strength of the Pipe				
1	2	3	4	5
Class Location	Permissible Test Medium	Prescribed Test Pressure Minimum	Maximum	Maximum Allowable Operating Pressure (Lesser of)
1	Approved Liquid Air or Gas	1.25xm.o.p. 1.25xm.o.p.	Clause 6.5.9.3. 1.25 x d.p.	t.p. ÷ 1.25 or d.p. t.p. ÷ 1.25 or d.p.
2	Approved Liquid Air or Gas	1.25xm.o.p. 1.25xm.o.p.	Clause 6.4.9.3. 1.25 x d.p.	t.p. ÷ 1.25 or d.p. t.p. ÷ 1.25 or d.p.
3	Approved Liquid	1.40xm.o.p.	Clause 6.4.9.3.	t.p. ÷ 1.40 or d.p.
4	Approved Liquid	1.40xm.o.p.	Clause 6.4.9.3.	t.p. ÷ 1.40 or d.p.

\*This Table brings out the relationship between test pressures and maximum allowable operating pressure subsequent to the test. If an operating Company decides that the

maximum operating pressure will be less than the design pressure, a corresponding reduction in prescribed test pressure may be made as indicated in Column 3. However, if the reduced test pressure is used, the maximum operating pressure cannot later be raised to the design pressure without retesting the pipeline to the test pressure prescribed in Column 4. (See Clauses 2.1 and 6.8.1)

NOTES:

- (1) m.o.p. = maximum operating pressure (not necessarily the maximum allowable operating pressure).
- (2) d.p. = design pressure.
- (3) t.p. = test pressure.
- (4) For definitions of terms S, D, t, E, and T, see Clause 6.4.1.1.

(2) Where there is a conflict between a provision of a standard, specification, code or publication adopted in subsection (1) and the provisions of this Regulation, the provisions of this Regulation shall prevail. O. Reg. 629/80, s. 2.

3. No person shall design, construct, erect, alter, install, test or remove a pipeline, plant, machinery or equipment for the transmission or distribution of gas except in accordance with the Standard adopted under section 2 and this Regulation. O. Reg. 629/80, s. 3.

4.—(1) Before commencing an installation, extension, replacement or reclassification of a gas pipeline with a diameter in excess of 219.1 millimetres or intended for an operating pressure in excess of 860 kPa every operating company shall obtain,

- (a) written acknowledgement from the Director that the installation, extension, replacement or reclassification, as the case may be, conforms to the requirements of the Act and this Regulation; or
- (b) certification by a professional engineer that the installation, extension, replacement or reclassification, as the case may be, conforms to the requirements of the Act and this Regulation.

(2) Subsection (1) does not apply to a service line with a diameter of less than 88.9 millimetres.

(3) Before uprating a pipeline, every operating company shall obtain,

- (a) written acknowledgement from the Director that the uprating of the pipeline conforms to the requirements of the Act and this Regulation; or
- (b) certification by a professional engineer that the uprating of the pipeline conforms to the requirements of the Act and this Regulation. O. Reg. 629/80, s. 4.

5. Every operating company shall, where the Director has reason to believe an unsafe condition exists in a pipeline, uncover any part of the pipeline at the written request of the Director. O. Reg. 629/80, s. 5.

6.—(1) Every operating company shall formulate in writing and file with the Director a manual setting out its standard practices and procedures that shall comply with this Regulation.

(2) Every operating company shall review the manual referred to in subsection (1) at least once annually, make the revisions necessary to reflect new technology and changes in the company's standard practices and procedures and inform the Director in writing of any revision.

(3) The standard practices and procedures required under subsection (1) and the revisions required under subsection (2) shall be certified by a professional engineer as conforming to this Regulation. O. Reg. 629/80, s. 6.

7. Every operating company shall, on or before the sixtieth day of its fiscal year, file with the Director in writing a general description of the pipelines it proposes to install during the fiscal year, including, where known, the nominal size, length, operating pressure and location of each pipeline. O. Reg. 629/80, s. 7.

8. When a radiographic examination is required by the Standard adopted under section 2, a summary of the results of the examination shall be kept for the life of the pipeline. O. Reg. 629/80, s. 8.

9. Where plastic pipe and fittings are used in a pipeline, the plastic pipe and fittings shall be certified by a recognized testing laboratory as conforming to the standards contained in "Titles of Appliances, Equipment and Accessory Standards Authorized for Use in the Province of Ontario under the *Energy Act*". O. Reg. 629/80, s. 9.

10. No person shall make a weld in any steel pipe that forms or is intended to form a part of a steel pipeline or a component of a steel pipeline unless he is qualified

to make the weld in accordance with the requirements of the Standard adopted under section 2 and is the holder of a subsisting identification card issued under the *Boilers and Pressure Vessels Act*. O. Reg. 629/80, s. 10.

11. Where a pipeline to be used by an operating company is installed, tested or replaced, the operating company shall ensure that a person who holds a certificate as a gas pipeline inspector certifies that the installation, testing or replacement of the pipeline has been made in accordance with this Regulation. O. Reg. 629/80, s. 11.

12.—(1) An application for a licence to transmit gas or a renewal thereof under section 12 of the Act shall be made to the Director.

(2) The fee payable on an application for a licence to transmit gas, or a renewal thereof, is, where the amount of gas transmitted in the twelve-month period preceding the year for which application is made,

- (a) does not exceed 14,000,000 cubic metres, \$100;
- (b) exceeds 14,000,000 cubic metres, \$250. O. Reg. 629/80, s. 12.

13.—(1) An application for a licence to distribute gas or a renewal thereof under section 12 of the Act shall be made to the Director.

(2) The fee payable for a licence to distribute gas, or a renewal thereof, is, where the amount of gas distributed in the twelve-month period preceding the year for which application is made,

- (a) does not exceed 14,000 cubic metres, nil;
- (b) exceeds 14,000 cubic metres but does not exceed 280,000 cubic metres, \$25;
- (c) exceeds 280,000 cubic metres but does not exceed 2,800,000 cubic metres, \$50;
- (d) exceeds 2,800,000 cubic metres but does not exceed 14,000,000 cubic metres, \$150;
- (e) exceeds 14,000,000 cubic metres, \$350. O. Reg. 629/80, s. 13.

14.—(1) An application for a certificate as a gas pipeline inspector, or a renewal thereof, under subsection 14 (1) of the Act shall be made to the Director.

(2) The fee on an initial application for a certificate as a gas pipeline inspector is \$20 and where a certificate is issued the application fee shall be applied to the issue of the initial certificate.

(3) An initial certificate as a gas pipeline inspector expires on the holder's second birthday next following the issuance of the certificate and any subsequent renewal shall be for a period of two years expiring on the date shown on the certificate.

(4) The renewal fee for a certificate as a gas pipeline inspector is \$20.

(5) An applicant for a certificate as a gas pipeline inspector, or a renewal thereof, shall satisfy the Director as to his knowledge and competence as a gas pipeline inspector.

(6) The holder of a certificate shall notify the Director forthwith of any change of his address.

(7) Where a person's certificate is lost or destroyed he shall, on payment of a \$5 fee, be issued a duplicate certificate.

(8) Where the holder of a certificate changes his name he shall on payment of a \$5 fee be issued a certificate in his new name. O. Reg. 629/80, s. 14.

15. Subsection 14 (1) and section 17 of the Act do not apply to a person who is a professional engineer. O. Reg. 629/80, s. 15.

16.—(1) Where a person holds more than one valid certificate under section 14 of the Act, he shall make one application for the renewal of all such certificates.

(2) Notwithstanding subsection 14 (4), the fee for the renewal of all certificates for which application is made under subsection (1) is \$20. O. Reg. 629/80, s. 16.

17. Every licence or renewal thereof expires on the date shown thereon. O. Reg. 629/80, s. 17.





## REGULATION 290

under the Energy Act

### GAS UTILIZATION CODE

#### 1. In this Regulation,

(a) "approved" means,

(i) where applied to a standard, that the standard is listed in "Titles of Appliances, Equipment and Accessory Standards Authorized for Use in the Province of Ontario Under the *Energy Act*",

(ii) where applied to an appliance, that the appliance bears a label issued by the Director, or bears a label of a designated testing organization, certifying conformance with a standard acceptable to the Director or con-

forming with a laboratory test report accepted by the Director, or

(iii) where applied to an installation, that it conforms with this Regulation;

(b) "professional engineer" means a person who is a member or licensee of the Association of Professional Engineers of the Province of Ontario. O. Reg. 439/77, s. 1.

2.—(1) The Code issued by the Canadian Gas Association entitled "Installation Code for Natural Gas Burning Appliances and Equipment, CGA B 149.1-1976 as it existed on the 1st day of September, 1977 and the Standards, Specifications and Codes set out therein as reference publications insofar as they apply to the said Code are adopted as part of this Regulation with the following changes:

#### 1. Part 3 is amended by adding thereto the following clause:

3.4.2: Appliances shall not be installed in an area of a dry-cleaning or other establishment that has an atmosphere where vapours corrosive to the appliances may be present.

#### 2. Clause 3.10.1 is revoked and the following substituted therefor:

3.10.1: Meter/regulator installations shall be in accordance with CSA Standard Z184-Gas Pipeline Systems.

3.10.2: A meter, and regulator assembly, may only be installed, tested, serviced or changed by a person authorized by the distributor.

#### 3. Part 5 is amended by adding thereto the following clause:—

5.29: An infra-red heater shall not be installed in single or multiple family dwellings, hotels, motels or buildings used for institutional occupancy.

#### 4. Subclause 6.14.4 (a) is revoked and the following substituted therefor:

(a): a *certified* tee or 90° elbow of *Type B*. *Vent* material.

#### 5. Clause 6.19.2 is amended by adding the words "Except in buildings used as one or two family dwellings" at the beginning thereof.

#### 6. Section 7.1 is revoked.

#### 7. Clause 7.11.1 is revoked and the following substituted therefor:

7.11.1: *Boilers* shall be equipped with *approved* automatic devices of which the sole function shall be to shut down the *burners* in the event of undue pressure or low water in a steam *boiler*, overheating in a water *boiler*, low water in a water *boiler* with an input in excess of 250,000 BTUH or where the hot water system is below the highest flue pass of the *boiler*.

8. Clause 9.2.2 is revoked and the following substituted therefor:

9.2.2: Except where the total input of an appliance is less than 2,000,000 BTUH, provision shall be made for shutting off the gas supply to the *appliance* by locating a *shut-off valve* outside the room occupied by the *appliance*. This *valve* shall be *readily accessible* in the event of emergency.

9. Part 10 is amended by adding thereto the following clauses:

10.10.9: Welding shall be performed by persons certified under the *Boilers and Pressure Vessels Act* and using methods set forth in Regulation 289 of Revised Regulations of Ontario, 1980.

10.10.10: Testing of underground welded pipe shall be performed in accordance with the procedures set forth in Regulation 289 of Revised Regulations of Ontario, 1980.

10. Subclause 10.13.2 (b) is revoked and the following substituted therefor:

(b): its diameter is not less than the diameter of the *piping* it serves or two inches diameter, whichever is the lesser.

11. Clause 10.22.4 is amended by adding thereto the following subclauses:

(c): additions to existing piping systems under ½ psig may, if less than twenty feet in length, be tested in accordance with clause b.

(d): the fitter who makes a pressure test on a gas system shall, when the test is completed, attach to the piping a tag in a form acceptable to the distributor recording the test pressure and duration, the date and his certificate number.

(2) Where there is a conflict between a provision of a standard, specification, code or publication adopted in subsection (1) and the provisions of this Regulation, the provisions of this Regulation shall prevail.

(3) A reference in the Code adopted in subsection (1) to the National Building Code shall be deemed to be a reference to the Ontario Building Code.

(4) A reference in the code adopted in subsection (1) to "enforcing authority" shall be deemed to be a reference to "gas distributor" in the following clauses:

- |    |         |
|----|---------|
| 1. | 4.1. 2  |
| 2. | 4.7. 1  |
| 3. | 6.5. 1  |
| 4. | 6.8. 1  |
| 5. | 6.19.4  |
| 6. | 6.19.5  |
| 7. | 10.15.7 |

O. Reg. 439/77, s. 2.

APPLIANCES

USE OF APPLIANCES

3. No person shall knowingly supply gas to or use a gas appliance where,

(a) its installation is inspected by the distributor under subsection 15 (2) of the Act and is found not to comply with the Act or this Regulation;

(b) the combustion products of the appliance are not safely vented; or

(c) the appliance has been tagged as unsafe. O. Reg. 439/77, s. 3.

4.—(1) Subject to subsections (2) and (3), where a gas distributor finds that,

(a) an appliance is used for a purpose other than that for which it is designed;

(b) any device, attachment, alteration or deterioration might in any way impair the combustion within or safe venting of an appliance;

(c) there is non-compliance with this Regulation with respect to the venting of the appliance or the supply of air for combustion;

(d) the operation of an appliance raises the surface temperature of adjacent combustible material in excess of 194° Fahrenheit; or

(e) the condition of the piping, tubing or hose does not comply with this Regulation,

the distributor shall notify the user of the appliance in writing of the existence of any condition set out

in clause (a), (b), (c), (d) or (e), as the case may be, and that, unless the appliance or its installation is corrected within ten days of the receipt of the notice by the user, that the user's supply of gas will be terminated.

(2) Where the distributor is satisfied that no hazard exists as a result of a finding under subsection (1), he may extend the ten-day period in subsection (1) by a further ten days.

(3) Where the Director agrees, the distributor may further extend the period in subsection (2) for such time as the Director designates. O. Reg. 439/77, s. 4.

5.—(1) Where an appliance or its installation is not corrected within the period set out in subsection 4 (1), (2) or (3), as the case may be, the distributor shall not supply gas to the appliance and no person shall use the appliance until the appliance or its installation is corrected.

(2) The person responsible for the operation of an appliance shall ensure that the appliance is maintained in a safe operating condition. O. Reg. 439/77, s. 5.

6.—(1) Every distributor shall formulate in writing and file with the Director a manual setting out his standard practices and procedures and shall include therein the types and categories of residential and commercial appliances and the frequency of re-inspection for an appliance and its installation and each distributor shall operate in conformance with his manual.

(2) Notwithstanding subsection (1), it shall be the responsibility of the owner of an industrial establishment where gas is used to arrange for the maintenance of appliances and their installations and to ensure that they are installed and maintained in accordance with the Act and this Regulation.

(3) The distributors, and the persons in charge of the establishments referred to in subsection (2), shall maintain a record of each inspection made under this section until the report of the next inspection is completed. O. Reg. 439/77, s. 6.

#### APPROVAL OF APPLIANCES

7.—(1) The Canadian Gas Association is designated as an organization to test all gas appliances to approved standards and, where the appliances conform to the standards, to place its label thereon.

(2) The Canadian Standards Association Testing Laboratories and the Underwriters' Laboratories of Canada are designated as organizations to test,

(a) gas appliances having an input greater than 400,000 BTUH;

(b) gas appliances of any input designed primarily for commercial or industrial use

except commercial cooking and water heating;

(c) gas appliances of any input designed primarily for mobile homes; and

(d) appliances using gas or electricity interchangeably to perform the same functions,

and where the appliances conform to the approved standards, place their label thereon.

(3) The Canadian Gas Association, the Canadian Standards Association Testing Laboratories and the Underwriters' Laboratories of Canada are designated as organizations,

(a) to test equipment components or accessories; and

(b) to test appliances designed to burn both gas and fuel oil either together or separately,

to approved standards and, where the equipment, components, accessories or appliances conform to the standards, to place their labels thereon.

(4) The Underwriters' Laboratories Incorporated is designated as an organization to test equipment, components and accessories to approved standards and, where the equipment, component or accessory conforms to the standards, to place its labels thereon.

(5) Where an organization designated in subsection (3) is testing an appliance having components or accessories previously certified by an organization not designated under subsection (3), the components or accessories shall be investigated to ascertain whether they comply with the applicable approved standards. O. Reg. 439/77, s. 7.

8. An appliance, component, accessory or equipment for which there is no approved standard may be tested by a testing organization designated under subsection 7 (3) and the organization shall report its findings to the Director and where the report is accepted by the Director, the label of the designated testing organization may be placed on the appliance, component, accessory or equipment certifying conformance with the report and the label shall constitute approval. O. Reg. 439/77, s. 8.

9.—(1) Any person may apply to the Director for a label in respect of the fuel features of an appliance having an input not in excess of 50,000,000 BTUH that does not bear the label of the Canadian Gas Association, the Canadian Standards Association or the Underwriters' Laboratories of Canada.

(2) Where an application is made under subsection (1), and,

(a) the Director is of the opinion that it is not feasible for an organization designated under



subsection 7 (3) to test and label the appliance; and

- (b) an inspector inspects the appliance and finds that the fuel features conform to approved standards,

the Director shall, subject to subsection (4), issue a label for the fuel features of the appliance that the inspector shall affix to the appliance.

(3) Where the inspector so requires, an applicant for a label shall conduct, in the presence of the inspector, such tests as are considered necessary by the inspector to determine that the fuel features of the appliance conform to approved standards.

(4) The Director may refuse to issue a label to an applicant under subsection (1) where two or more appliances of substantially the same design manufactured by two or more persons have been tested and labelled by an organization designated under subsection 7 (3).

(5) The fee payable by an applicant for inspecting the fuel features of an appliance by an inspector under subsection (2) and for observing a test under subsection (3) shall be \$30 for every hour or fraction thereof of the time spent by an inspector and may include travel time and reasonable travel and living expenses.

(6) The Director may authorize an organization designated under subsection 7 (3),

- (a) to perform the inspection described in clause (2) (b); and

- (b) to require the applicant for a label under subsection (1) to conduct such tests as are considered necessary by the testing organization to determine that the appliance conforms to approved standards.

(7) The organization authorized under subsection (6) shall, where the inspection or testing of the appliances under subsection (6) indicates that the fuel features conform to approved standards, place its label thereon. O. Reg. 439/77, s. 9.

10. Where application is made under subsection 9 (1) in respect of the fuel features of an appliance where there is no approved standard for the appliance or where an approved standard is only partially applicable, an inspector may determine whether the fuel features of the appliance conform to the applicable requirements of any approved standard and to this Regulation. O. Reg. 439/77, s. 10.

#### EXEMPTIONS

11.—(1) An appliance having an input in excess of 50,000,000 BTUH that conforms to the applicable requirements of the Code adopted in section 2 is exempt from section 10 of the Act.

(2) The owner of an appliance referred to in subsection (1) shall submit to the gas distributor, prior to the activation of the appliance,

- (a) certification by a professional engineer that the appliance and its installation conform to the requirements of the code adopted in section 2; and

- (b) the name, address and telephone number of the person who will activate the appliance.

(3) A manually operated appliance other than a commercial type appliance or residential type appliance with an input not exceeding 20,000 BTUH, and a Bunsen burner, are exempt from section 10 of the Act.

(4) An appliance that is being used for the function for which it was designed and that has previously been used in another location is exempt from section 10 of the Act. O. Reg. 439/77, s. 11.

12.—(1) An application for registration as a contractor under section 13 of the Act, or a renewal thereof, shall be made to the Director.

(2) The fee on making an application for registration as a contractor or a renewal thereof for one year is \$50.

(3) Evidence of registration as a contractor or a renewal thereof shall be issued to an applicant by the Director when the applicant is registered as a contractor or his registration is renewed.

(4) A contractor shall display evidence of his registration in a conspicuous place in his business premises and shall notify the Director forthwith of any change of his business address.

(5) Where a person's evidence of registration is lost or destroyed he shall, on payment of a \$5 fee, be issued a duplicate evidence of registration.

(6) Where a contractor changes his name, he shall, on payment of a \$5 fee, be provided with evidence of registration in his new name.

(7) Every registration or renewal thereof expires on the date indicated thereon.

(8) Registrations and renewals thereof are not transferable. O. Reg. 439/77, s. 12.

13.—(1) An application for a certificate under subsection 14 (1) of the Act or a renewal thereof shall be made to the Director.

(2) A certificate under subsection 14 (1) of the Act or renewal thereof when issued to an applicant shall be designated as a gas fitter I, gas fitter II, gas appliance installer I, gas appliance installer II, maintenance gas fitter, service gas fitter or gas standby fitter certificate, as the case may be.



(3) The fee on an initial application for a certificate under subsection (1) or a renewal thereof is \$20 and, where a certificate is issued, the application fee shall be applied to the issue of the certificate.

(4) A certificate issued under this section expires on the second birthday of the holder next following the issuance of the certificate and any subsequent renewal shall be for a period of two years expiring on the birthday of the holder.

(5) An applicant for a certificate under subsection 14 (1) of the Act or a renewal thereof shall satisfy the Director as to his knowledge and competence with respect to the subject-matter of the type of certificate applied for.

(6) Where an applicant for a certificate is not successful in passing an examination required by the Director under subsection (5), the applicant may not make another application for a certificate until a period of not less than ninety days has elapsed from the date of the examination and the fee on a subsequent application is \$20.

(7) The holder of a certificate shall notify the Director forthwith of any change of his address.

(8) Where a person's certificate is lost or destroyed, he shall, on payment of a \$5 fee, be issued a duplicate certificate.

(9) Where the holder of a certificate changes his name, he shall, on payment of a \$5 fee, be issued a certificate in his new name. O. Reg. 439/77, s. 13.

**14.** Section 14 of the Act does not apply to a person who installs an appliance or works on an installed appliance in his own single-family detached dwelling. O. Reg. 439/77, s. 14.

**15.—(1)** Where a person holds more than one valid certificate under section 14 of the Act, he shall make one application for renewal of all such certificates.

(2) Notwithstanding subsection 13 (3), the fee for renewal of all certificates issued under subsection 14 (1) of the Act is \$20. O. Reg. 439/77, s. 15.

**16.** The holder of,

(a) a certificate as a gas fitter I may install, alter, purge, activate, repair, service or remove an appliance with any BTUH input and its equipment and in connection therewith may perform the following procedures:

(i) clean, oil or replace any electrical component or accessory forming part of such appliance,

(ii) disconnect and reconnect not more than five feet in horizontal measurement of water piping in order to replace water heaters with approved water heaters and carry out the necessary replacement of controls and components that form part of an approved water heater,

(iii) perform such tasks as are necessary to replace controls and components forming part of such appliance other than the replacement of a low water cut-off,

(iv) install, service, remove or replace any vent or vent-connector together with its associated draft control devices, and

(v) install, service, remove or replace components and accessories forming part of a refrigerating or air-conditioning unit;

(b) a certificate as a gas fitter II may install, alter, purge, activate, repair, service or remove a preassembled appliance having an input of 400,000 BTUH or less and the equipment therefor and in connection therewith may perform the procedures described in paragraphs i, ii, iii, iv and v of clause (a);

(c) a certificate as a gas appliance installer I may install, test, purge, activate or remove any appliance with any BTUH input and may perform the following procedures:

(i) install or remove any vent or vent connector together with its associated draft control devices,

(ii) install or remove any piping to such appliance downstream of the meter, and

(iii) disconnect and reconnect not more than five feet in horizontal measurement of water piping in order to replace water heaters with approved water heaters and carry out the replacement necessary to complete the reconnection of controls and components that form part of an approved water heater;

(d) a certificate as a gas appliance installer II may install, test, purge, activate or remove a preassembled appliance having an input of 400,000 BTUH or less and the equipment therefor and in connection therewith may perform the procedures described in paragraphs i, ii and iii of clause (c);

- (e) a certificate as a maintenance fitter may install, test, purge, activate, repair, service or remove an appliance fuelled with gas or propane in the vapour state having any input and its equipment that is located or is being located on the industrial premises of his employer;
  - (f) a certificate as a service gas fitter may purge, activate, repair, service or remove a preassembled appliance having an input of 400,000 BTUH or less where the appliance has been manufactured by his employer or is being serviced by his employer where the employer is an authorized agent of the manufacturer and in connection therewith may perform the following procedures:
    - (i) service or replace any electrical component or accessory forming part of such appliance,
    - (ii) service, remove or replace any vent or vent-connector together with its associated draft devices, and
    - (iii) such tasks as are required to replace controls and components forming part of such appliance other than the replacement of a low water cut-off; or
  - (g) a certificate as a gas standby fitter shall be a person employed by a distributor supplying natural gas and may perform the following procedures:
    - (i) shut off all types of appliances of any input including the complete turn off of a gas service,
    - (ii) relight and perform basic adjustments on a residential appliance, and
    - (iii) make emergency gas leakage tests and repairs on a residential appliance. O. Reg. 439/77, s. 16.
17. Every distributor of gas shall pay an annual fee for inspections during the year of his pipelines and appliances and the pipelines and appliances of his consumers in an amount equal to the cost of the inspections. O. Reg. 439/77, s. 17.

REGULATION 291

under the Energy Act

OIL PIPELINE TRANSPORTATION  
SYSTEMS

1. In this Regulation,
- (a) "oil" means crude oil, liquid petroleum products, natural gasoline, natural gas liquids, liquefied petroleum gas and any condensate resulting from the production, processing or refining of gas;
  - (b) "operating company" means an individual, partnership, corporation, public agency or other entity operating an oil pipeline transportation system;
  - (c) "professional engineer" means a person who is a member or licensee of the Association of Professional Engineers of the Province of Ontario. O. Reg. 1032/80, s. 1.

2.—(1) The Standard issued by the Canadian Standards Association entitled CSA Standard Z183-1977 Oil Pipeline Transportation Systems as it existed on the 31st day of December, 1980 and the standards, specifications, codes and publications set out therein as reference publications insofar as they apply to the said Standard are adopted as part of this Regulation with the following changes:

1. The definitions of "High Vapour Pressure (HVP) Pipeline" and "Low Vapour Pressure (LVP) Pipeline" in clause 2.1 are revoked and the following substituted therefor:

"High Vapour Pressure (HVP) Pipeline" means a pipeline transporting hydrocarbons or hydrocarbon mixtures in a liquid or quasi-liquid state that cannot be stored in tanks designed for atmospheric service, but excluding liquefied natural gas (methane), or other hydrocarbons which require cryogenic techniques to maintain a liquid state;

"Low Vapour Pressure (LVP) Pipeline" means a pipeline transporting hydrocarbons or hydrocarbon mixtures in a liquid state that can be stored in tanks designed for atmospheric pressure;

2. Clause 3.1.2.4.3.1 is revoked and the following substituted therefor:

3.1.2.4.3.1 General.

Valves shall be installed on both sides of major water crossings and at other locations in a pipeline appropriate for the terrain in order to limit damage from accidental discharge. The maximum distance between valves shall not exceed 18.6 miles (30 km).

3. Clause 3.1.2.4.3.2 is revoked and the following substituted therefor:

3.1.2.4.3.2 HVP Pipelines.

Valves shall be installed outside cities, towns, and villages, and at the transition from Zone 1 to Zone 2. In Zone 2 the maximum spacing between valves shall not exceed 7.5 miles (12 km). Where the operating company is of the opinion that installation of additional valves in other locations is necessary, such valves shall be installed.

4. Clause 3.2.2.1 is revoked and the following substituted therefor:

3.2.2.1 Design Formula.

The design pressure for steel pipeline transportation systems or the nominal wall thickness for a given design pressure shall be determined by the following formula.

$$P = \frac{2St}{D} \times F \times E \text{ or}$$

Metric 
$$P = \frac{2St}{D} \times 10^3 \times F \times E$$

where

- P = design pressure in p.s.i. (kPa).
- S = specified minimum yield strength p.s.i. (MPa) stipulated in the specifications under which the pipe was purchased from the manufacturer.
- t = nominal wall thickness in inches (mm).
- D = outside diameter of pipe in inches (mm).
- E = longitudinal joint factor obtained from Table I.
- F = design factor as specified below.

Design Factor for Steel Pipe

Zone Location	Design Factor (F)
1. LVP & HVP	0.72
2. LVP	0.72
2. HVP	0.50

5. Clause 3.2.2.1.1 and Table 2 are revoked and the following substituted therefor:

3.2.2.1.1 No pipe with a ratio of wall thickness to outside diameter of more than 1 to 100 shall be used in the construction of a pipeline without the approval of the Director.

6. Clause 3.2.2.1.2 is revoked and the following substituted therefor:

3.2.2.1.2 A design factor 0.50 or less shall be used in the design formula in clause 3.2.2.1 for steel pipe used for transporting HVP liquids in Zone 1 that,

- (a) is supported by a vehicular, pedestrian, railway, or pipeline bridge;
- (b) is used in any fabricated assembly including main line valve assemblies, cross-connections and river crossing headers or within five pipe diameters in any direction from the last fitting of a fabricated assembly, except in the case of a transition piece or an elbow used in place of a pipe bend that is not part of a fabricated assembly; or
- (c) crosses or has a parallel alignment on the right-of-way with a hard surfaced road, a highway or a street, without extra protection or sufficient depth of cover acceptable to the Director.

7. Clause 3.7.1.3 is revoked and the following substituted therefor:

3.7.1.3. Piping and Components.

All HVP piping and components including the piping connecting the facilities to the valving employed in isolating the facilities from the transmission line shall be designed using a design factor  $F$  of 0.50 or less.

8. Clause 4 is amended by adding thereto the following:

4.1.2.1 For steel pipe larger than  $3\frac{3}{8}$ " (60.3 mm) outside diameter, fracture toughness requirements shall be specified by the designer where necessary and these requirements shall be based on factors including operating stress, minimum operating temperature, and are mandatory for HVP pipelines.

9. Clauses 5.9.1.2.1 and 5.9.1.2.2 are revoked and the following substituted therefor:

5.9.1.2.1 All tie-in welds, all welds within the limits of crossings, all welds in HVP pipelines, and a minimum of 15% of all field welds in LVP pipelines shall be radiographi-

cally inspected and such welds shall be radiographed for 100% of the circumference.

10. Clause 7.1.3 is revoked and the following substituted therefor:

7.1.3 Maximum Test Pressure.

The maximum test pressure shall be the lesser of,

- (a) that pressure which produces a deviation from a straight line proportionality of 0.2 per cent (offset method) on a pressure volume plot, of the volume of the section being tested (see Note 1); or
- (b) a calculated pressure corresponding to 108 per cent of specified minimum yield strength of the pipe.

NOTES:

- 1. 0.2 per cent (offset method) on a pressure volume plot corresponds to a 0.1 per cent strain on a stress strain plot.
- 2. Test pressure resulting in a stress level as stated or approaching actual yielding of the pipe should not be performed without taking additional precautions regarding line pipe yield strength and critical dimensions measured on representative samples.
- 3. Without taking additional precautions maximum test pressure should not exceed those which will produce a hoop stress greater than 100 per cent of the specified minimum yield strength of the pipe.

11. Clause 7.1.4.2 is revoked and the following substituted therefor:

7.1.4.2 Zone 2 HVP Lines.

For Zone 2 HVP lines, the minimum test pressure shall be 140% of the intended maximum operating pressure.

12. Clause 7.4.1.2 is revoked and the following substituted therefor:

7.4.1.2 Whenever the intended test pressure will result in a hoop stress greater than 80 per cent of specified minimum yield strength of the pipe,

- (a) the test pressure shall be increased at a constant rate; and
- (b) a pressure-volume plot shall be made to record the pressures corresponding to volumes of test medium injected



- during the final 40 per cent of the pressurization period.

13. Clause 7.5.1.1 is revoked and the following substituted therefor:

7.5.1.1 The maximum operating pressure at any point shall not exceed the lesser of 80% of the proof test or the design pressure based on the nominal wall thickness of the pipe.

14. Clause 7.5.1.2 is revoked and the following substituted therefor:

7.5.1.2 Pressure limiting devices shall be installed on the pipeline to ensure that the maximum operating pressure of any section is,

(a) not exceeded by more than 5% for any period of time; and

(b) not exceeded by 5% or less for a period not longer than 5 minutes.

15. Clause 7.5.2.1 is revoked and the following substituted therefor:

7.5.2.1 The maximum operating pressure at any point shall not exceed the lesser of 72% of
- the proof test or the design pressure based on the nominal wall thickness of the pipe.

16. Clause 7.5.2.2 is revoked and the following substituted therefor:

7.5.2.2 Pressure limiting devices shall be installed on the pipeline to ensure that the maximum operating pressure of any section is,

(a) not exceeded by more than 5% for any period of time, and

(b) not exceeded by 5% or less for a period not longer than 5 minutes.

17. Clause 7.6.4 is revoked and the following substituted therefor:

7.6.4 Pressure cycling shall be permitted only prior to the strength test and proof test, providing the maximum hoop stress generated does not exceed the lesser of 80 per cent of specified minimum yield strength of the pipe or the stress at 90 per cent of the intended proof test pressure.

18. Table 14 is revoked and the following substituted therefor:

TABLE 14

Test Requirements for Pipelines to Operate at Pressures Greater than 100 p.s.i. (700 kPa)

Zone of Pipeline	Prescribed Test Pressures				Maximum Operating Pressure (3)
	Strength Test (1) Duration Minimum of 4 Hours		Proof Test (2) Duration Normally 24 Hours		
	Minimum	Maximum	Minimum	Maximum	
LVP & HVP Zone 1	not less than proof test	Lesser of 0.2% deviation from pressure volume plot or 108% SMYS based on nominal wall strength	1.25 × m.o.p.	Lesser of 0.2% deviation from pressure volume plot or 108% SMYS based on nominal wall strength	Lesser of: 80% of proof test pressure or d.p.
HVP Zone 2	not less than proof test	Lesser of 0.2% deviation from pressure volume plot or 108% SMYS based on nominal wall strength	1.40 × m.o.p.	Lesser of 0.2% deviation from pressure volume plot or 108% SMYS based on nominal wall strength	Lesser of: 72% of proof test pressure or d.p.

- (1) Strength Test—A pressure test for purposes of confirming the structural integrity of a pipeline.
- (2) Proof Test—A pressure test for purposes of establishing a maximum operating pressure and insuring that the pipeline is free from leaks.
- (3) Maximum Operating Pressure—Refers to maximum pressure under steady-state operation. = m.o.p.

NOTE: d.p. = design pressure.



19. Part 7 is amended by adding thereto the following clause:

7.7.7 Test Records.

The operating company shall retain in its file, for the useful life of each pipeline a record of each test performed on the pipeline.

20. Clause 9.13.3 is revoked and the following substituted therefor:

9.13.3 All valves and other exposed facilities on a pipeline right-of-way shall be protected to minimize the possibility of unauthorized operation and transmission line valves that might be required in an emergency shall be inspected and partially operated at least once a year.

21. Part 9 is amended by adding thereto the following clauses:

9.12.7 Hazards HVP Lines.

9.12.7.1 An operating company shall inform the appropriate local authorities including the police and fire departments about the hazards associated with the high vapour pressure pipeline.

9.12.7.2 An operating company shall co-operate with the appropriate local authorities, to formulate plans for evacuating people from the vicinity of a pipeline under emergency conditions.

22. Part 9 is amended by adding thereto the following clauses:

9.18.4 Where a zone location changes under clause 9.18 the operating company shall inform the Director in writing within 30 days of the information becoming available.

9.18.5 When an operating company proposes to change any of its oil pipeline transportation system facilities from LVP to HVP service, it shall forthwith forward in writing to the Director for his approval details of its proposal that shall include the results of a survey for population density and a list of the work necessary to upgrade the system for HVP service and no work shall be commenced on such proposed change until the Director's approval is received by the operating company.

(2) Where there is a conflict between a provision of a standard, specification, code or publication adopted in subsection (1) and the provisions of this Regulation, the provisions of this Regulation shall prevail.

(3) This Regulation does not apply to gathering lines and offshore pipelines. O. Reg. 1032/80, s. 2.

3. No person shall design, construct, erect, alter, install, test or remove a pipeline system for the transportation of oil except in accordance with the Standard adopted under section 2 and this Regulation. O. Reg. 1032/80, s. 3.

4. Every operating company shall, where the Director has reason to believe an unsafe condition exists in a pipeline, uncover any part of the pipeline at the written request of the Director. O. Reg. 1032/80, s. 4.

5.—(1) Every operating company shall formulate in writing, and file with the Director, a manual setting out its standard practices and procedures which shall comply with this Regulation.

(2) Every operating company shall review the manual referred to in subsection (1) at least once annually, make the revisions necessary to reflect new technology and changes in the company's standard practices and procedures and inform the Director in writing of any revisions.

(3) The standard practices and procedures required under subsection (1) and the revisions required under subsection (2) shall be certified by a professional engineer as conforming to this Regulation. O. Reg. 1032/80, s. 5.

6. Every operating company shall on or before the sixtieth day of its fiscal year, file with the Director in writing, a general description of the pipelines it proposes to install during the fiscal year including, where known, the nominal size, length, operating pressure and location of each pipeline. O. Reg. 1032/80, s. 6.

7. When radiographic examination is required by the Standard adopted under section 2, a summary of the results of the examination shall be kept for the life of the pipeline. O. Reg. 1032/80, s. 7.

8. The operating company shall report immediately by phone to an inspector where there is a major leak or break in its pipeline system. O. Reg. 1032/80, s. 8.

9. Where a pipeline to be used by an operating company is designed, installed, tested or replaced, a professional engineer employed or retained by the operating company shall certify that the design, installation, testing, or replacement of the pipeline has been made in accordance with this Regulation. O. Reg. 1032/80, s. 9.

10.—(1) An application to transmit oil by a pipeline system or a renewal thereof shall be made to the Director.

(2) The fee payable on an application for a licence to transmit oil by pipeline or a renewal thereof is \$500.

(3) An operating company whose transmission pipeline system is less than 25 miles (40 km) in length is exempt from the requirements of section 12 of the Act and this section. O. Reg. 1032/80, s. 10.

11. Section 17 of the Act does not apply to a person who is a professional engineer. O. Reg. 1032/80, s. 11.

## REGULATION 292

under the Energy Act

### PROPANE STORAGE, HANDLING AND UTILIZATION CODE

#### 1. In this Regulation,

(a) "approved" means,

(i) where applied to a standard, that the standard is listed in "Titles of Appliances, Equipment and Accessory Standards Authorized for Use in the Province of Ontario Under the *Energy Act*",

(ii) where applied to an appliance, that the appliance bears a label issued by the Director, or bears a label of a designated testing organization, certifying conformance with a standard acceptable to the Director or

conforming with a laboratory test report accepted by the Director, or

(iii) where applied to an installation that it conforms with this Regulation;

(b) "professional engineer" means a person who is a member or licensee of the Association of Professional Engineers of the Province of Ontario. O. Reg. 440/77, s. 1.

2.—(1) The Code issued by the Canadian Gas Association entitled "Installation Code for Propane Burning Appliances and Equipment", CGA B149.2-1976, as it existed on the 1st day of September, 1977, and the Standards, Specifications and Codes set out therein as reference publications insofar as they apply to the said Code are adopted as part of this Regulation, with the following amendments:

#### 1. Part 3 is amended by adding thereto the following clause:

3.4.2 Appliances shall not be installed in an area of a dry-cleaning or other establishment that has an atmosphere where vapours corrosive to the appliances may be present.

#### 2. Clause 3.9.1 is revoked and the following substituted therefor:

3.9.1 Meter/*regulator* installations shall be in accordance with CSA Standard Z184—Gas Pipeline Systems.

#### 3. Clause 5.17.5 is revoked and the following substituted therefor:

5.17.5 Room heaters installed in rooms used primarily for sleeping shall be of the sealed combustion unit type.

#### 4. Part 5 is amended by adding thereto the following section:

5.28 An infra-red heater shall not be installed in single or multiple family dwellings, hotels, motels or buildings used for institutional occupancy.

#### 5. Subclause 6.14.4 (a) is revoked and the following substituted therefor:

(a): a *certified* tee or 90° elbow of *Type B Vent* material;

#### 6. Clause 6.19.2 is revoked and the following substituted therefor:

6.19.2 Except in one and two family dwellings, mechanical *flue* exhausters may be used in *vents* or *chimneys* in lieu of *natural draft*. When such exhausters are used with *appliances* requiring *venting*, provision shall be made to prevent the flow of *propane* to main burners if the mechanical flue exhauster is not operating. Such exhausters shall not be used in *incinerators* except with the permission of the enforcing authority.

#### 7. Section 7.1 is revoked.

8. Clause 9.2.2 is revoked and the following substituted therefor:

9.2.2 Except where the total input to the appliance is less than 2,000,000 BTUH, provision shall be made for the shutting off of the *propane* supply to the appliance by locating a *shut-off* valve outside the room occupied by the appliance. This valve shall be *readily accessible* in the event of emergency.

9. Part 10 is amended by adding thereto the following clause:

10.10.9 Welding shall be performed by persons certified under the *Boilers and Pressure Vessels Act* and Regulations and using methods set forth in Regulation 289 of Revised Regulations of Ontario, 1980.

10. Subclause 10.13.2 (b) is revoked and the following substituted therefor:

(b): its diameter is not less than the diameter of the *piping* it serves or two inches diameter, whichever is the lesser.

11. Clause 10.15.2 is revoked and the following substituted therefor:

10.15.2 Underground piping shall be welded or threaded and where threaded the fittings shall be *heavy duty* and the pipe shall be at least schedule 80 and underground *tubing* shall be connected by brazing or with the use of flare connectors.

12. Clause 12.5.5 is amended by adding thereto the following subclause:

12.5.5.3 Except for a cylinder that is installed in accordance with section 12.7, a cylinder shall not be filled at a construction site.

(2) Where there is a conflict between a provision of a standard, specification, code or publication adopted by subsection (1) and the provisions of this Regulation, the provisions of this Regulation shall prevail.

(3) A reference in the Code adopted in subsection (1) to the National Building Code shall be deemed to be a reference to the Ontario Building Code. O. Reg. 440/77, s. 2.

3.—(1) Prior to the construction of, alteration to or addition to a filling plant or a cylinder handling facility, plans shall be submitted in triplicate to the Director, showing,

- (a) the location of each storage tank, cylinder storage facility or other propane handling facilities within the filling plant or cylinder handling facility, as the case may be;
- (b) the distance from a storage tank or cylinder storage facility to,
  - (i) the property lines of the plant or facility,
  - (ii) each building located within the property lines of the plant or facility,
  - (iii) each building located on adjacent property that is within 400 feet of the property lines of the plant or facility, as the case may be;

(c) the location of any other flammable or combustible product storage facility; and

(d) the size of each storage tank in the filling plant in USWG capacity.

(2) No person shall construct, alter or add to the storage or handling facilities of a filling plant or cylinder handling facility until the plans submitted under subsection (1) have been accepted by the Director. O. Reg. 440/77, s. 3.

4.—(1) No person shall use or knowingly supply propane to an appliance, container or equipment where,

- (a) the installation of the appliance, container or equipment does not comply with this Regulation;
- (b) the appliance has been tagged as unsafe;
- (c) the appliance is used for a purpose other than that for which it is designed;
- (d) any device or attachment attached to the appliance or alteration or deterioration of the appliance might in any way impair the combustion within or impair the safe venting of the appliance;
- (e) there is non-compliance with this Regulation with respect to the venting of the appliance or the supply of air for combustion;



(f) the operation of an appliance raises the surface temperature of adjacent combustible material in excess of 194° Fahrenheit; or

(g) the condition of the piping, tubing or hose does not comply with this Regulation.

(2) The person responsible for the operation of an appliance or work shall,

(a) ensure that the appliance or work is maintained in safe operating condition; and

(b) not knowingly continue to use an appliance or work where the appliance or work is damaged or defective until the appliance or work is repaired or replaced. O. Reg. 440/77, s. 4.

5.—(1) The Canadian Gas Association, the Canadian Standards Association and the Underwriters' Laboratories of Canada are designated as organizations,

(a) to test equipment, components and accessories; and

(b) to test appliances, including those designed to burn both propane and fuel oil either together or separately,

to approved standards and where the appliances, equipment, components or accessories conform to the standards to place their label thereon.

(2) The Underwriters' Laboratories Incorporated is designated as an organization to test equipment, components and accessories to approved standards and where the equipment, components and accessories conform to the standards, to place their label thereon.

(3) An appliance, component, accessory or equipment for which there is no approved standard may be tested by a testing organization designated under subsection (1), and the organization shall make a report thereon to the Director and where the report is accepted by the Director, the label of the designated testing organization may be placed on the appliance, component, accessory or equipment certifying conformance with the report and the label shall constitute approval.

(4) Where an organization designated in subsection (1) is testing an appliance having components and accessories previously certified by an organization not designated in subsection (1), the components and accessories shall be investigated to ascertain whether it complies with the applicable approved standards. O. Reg. 440/77, s. 5.

6.—(1) A person may apply to the Director for a label in respect of the fuel features of an appliance having an input not in excess of 50,000,000 BTUH that does not bear the label of the Canadian Gas Association, the Canadian Standards Association or the Underwriters' Laboratories of Canada.

(2) Where an application is made under subsection (1) and,

(a) the Director is of the opinion that it is not feasible for an organization designated in subsection 5 (1) to test and label the appliance; and

(b) an inspector inspects the appliance and finds that the fuel features conform to approved standards,

the Director shall, subject to subsection (4), issue a label for the fuel features of the appliance that the inspector shall affix to the appliance.

(3) Where the inspector so requires, an applicant for a label shall conduct, in the presence of the inspector, such tests as are considered necessary by the inspector to determine that the fuel features of the appliance conform to approved standards.

(4) The Director may refuse to issue a label to an applicant under subsection (1) where two or more appliances of substantially the same design and manufactured by two or more persons have been tested and labelled by an organization designated under subsection 5 (1).

(5) The fee payable by an applicant for inspecting the fuel features of an appliance by an inspector under subsection (2) and for observing a test under subsection (3) shall be \$30 for every hour or fraction thereof of the time spent by the inspector and may include travel time and reasonable travel and living expenses.

(6) The Director may authorize an organization designated under subsection 5 (1),

(a) to inspect an appliance to determine that the fuel features conform to approved standards; and

(b) to require the applicant for a label under subsection (1) to conduct such tests as are considered necessary by the testing organization to determine that the appliance conforms to approved standards, and,

the testing organization shall, where the inspection or testing of the appliance indicates the fuel features conform to approved standards, place its label thereon. O. Reg. 440/77, s. 6.

7. Where application is made under subsection 6 (1) in respect of the fuel features of an appliance where there is no approved standard for the appliance or

where an approved standard is only partially applicable, an inspector may determine whether the fuel features of the appliance conform to the applicable requirements of any approved standard and to this Regulation. O. Reg. 440/77, s. 7.

8.—(1) An appliance having an input in excess of 50,000,000 BTUH that conforms to the applicable requirements of the Code adopted in section 2 is exempt from section 10 of the Act.

(2) The owner of an appliance referred to in subsection (1) shall submit to the propane distributor, prior to activation of the appliance,

- (a) certification by a professional engineer that the appliance and its installation conform to the requirements of the Code adopted in section 2 and to this Regulation; and
- (b) the name, address and telephone number of the person who will activate the appliance.

(3) A manually operated appliance, other than a commercial type appliance or a residential type appliance with an input not exceeding 20,000 BTUH, a Bunsen burner or a propane hand torch that is directly connected to a cylinder having a propane capacity not greater than five pounds by weight is exempt from section 10 of the Act.

(4) An appliance that is being used for the function for which it was designed and that has previously been used in another location is exempt from section 10 of the Act. O. Reg. 440/77, s. 8.

9. The owner of a tank truck, cargo-liner, filling plant and cylinder handling facility for which a licence is issued pursuant to this Regulation shall inspect the vehicle, plant or facility, as the case may be, at least once each year, and,

- (a) prepare a report on each inspection on a form acceptable to the Director that shall be signed by the owner or his authorized representative; and
- (b) forward two copies of the completed inspection report to the area inspector and retain one copy at the vehicle, plant or facility inspected, as the case may be. O. Reg. 440/77, s. 9.

10.—(1) An application for registration as a contractor under section 13 of the Act, or a renewal thereof, shall be made to the Director.

(2) The fee on making an application for registration as a contractor, or a renewal thereof, is \$50 for one year.

(3) Evidence of registration as a contractor, or a renewal thereof, shall be issued to an applicant by the Director when the applicant is registered as a contractor or his registration is renewed.

(4) A contractor shall display evidence of his registration in a conspicuous place in his business premises and shall notify the Director forthwith of any change of his business address.

(5) Every registration, or renewal thereof, expires on the date indicated thereon.

(6) Registrations and renewals thereof are not transferable. O. Reg. 440/77, s. 10.

11.—(1) An application for a certificate as a propane fitter, a certificate for the purpose of transporting or distributing propane by tank truck, cargo-liner or cylinder delivery vehicle, or a certificate as a plant operator under subsection 14 (1) of the Act, or a renewal thereof, shall be made to the Director.

(2) The fee on an initial application for a certificate under subsection (1), or a renewal thereof, is \$20 and where a certificate is issued the application fee shall be applied to the issue of the certificate.

(3) An applicant for a certificate under subsection 14 (1) of the Act, or a renewal thereof, shall satisfy the Director as to his knowledge and competence with respect to the subject-matter of the type of certificate applied for.

(4) Where an applicant for a certificate is not successful in passing an examination required by the Director under subsection (3), the applicant may not make another application for a certificate until a period of not less than ninety days has elapsed from the date of the examination and the fee on a subsequent application is \$20.

(5) A certificate issued under this section expires on the second birthday of the holder next following the issuance of the certificate and any subsequent renewal shall be for a period of two years expiring on the birthday of the holder.

(6) A certificate as a propane fitter, or a renewal thereof, shall be designated as S1, S2, S3, S4, S5, S5K, S6, S7 or S8.

(7) A certificate for the purpose of transporting or distributing propane by tank truck, cargo-liner or cylinder delivery vehicle shall be designated as T1 or T2.

(8) A certificate as a plant operator shall be designated as P1, P2, P3 or P4.

(9) The holder of a certificate, or a renewal thereof, shall notify the Director forthwith of any change of his address. O. Reg. 440/77, s. 11.



12.—(1) Where a person holds more than one valid certificate under section 14 of the Act, he shall make one application for renewal of all such certificates.

(2) Notwithstanding subsection 11 (2), the fee for the renewal of all certificates issued under subsection 14 (1) of the Act is \$20. O. Reg. 440/77, s. 12.

13. Section 14 of the Act does not apply to,

- (a) a person who installs an appliance or works on an installed appliance in his own single-family detached dwelling; or
- (b) a person who transfers propane from one container to another for his own use and includes the employees of such person. O. Reg. 440/77, s. 13.

14. The holder of an,

- (a) S1 certificate may install, alter, purge, activate, repair, service or remove an appliance of any BTUH input, containers, equipment, piping, tubing or hose and may perform the functions of the holder of a T1, T2 or P1 certificate;
- (b) S2 certificate may install, alter, purge, activate, repair, service or remove an appliance having an input not in excess of 400,000 BTUH, containers, equipment, piping, tubing or hose therefor and may connect the propane supply piping, tubing or hose to an appliance having any input and may perform the functions of the holder of a T1, T2 or P2 certificate;
- (c) S3 certificate may install, alter, purge, activate, repair, service or remove an appliance having an input not in excess of 150,000 BTUH, containers, equipment, piping, tubing or hose therefor and may perform the functions of the holder of a T1, T2 or P3 certificate;
- (d) S4 certificate may install, alter, purge, activate, repair, service or remove an appliance to be used in mobile housing or recreational vehicles and the containers, equipment, piping, tubing or hose therefor;
- (e) S5 certificate may install, alter, purge, activate, repair, service or remove propane or natural gas construction heating appliances and may deliver, install, service or remove containers, equipment, piping, tubing or hose therefor;
- (f) S5K certificate may install, alter, purge, activate, repair, service or remove construction heating appliances having a BTUH input not in excess of 400,000 and

may deliver, install or remove cylinders, equipment, piping, tubing or hose therefor;

- (g) S6 certificate may install, alter, purge, activate, repair, service or remove carburetion equipment for internal combustion engines and may install, service or remove containers, equipment, piping, tubing or hose therefor;
- (h) S7 certificate may install, alter, purge, activate, repair, service or remove crop drying appliances and may connect or remove the containers, equipment, piping, tubing or hose therefor;
- (i) S8 certificate may install, alter, purge, activate, repair, service or remove refrigerators and may connect or remove the containers, equipment, piping, tubing or hose therefor. O. Reg. 440/77, s. 14.

15. The holder of a,

- (a) Tank Truck Operator T1 certificate may transfer propane to or from a tank truck, cargo-liner, or filling plant and may fill containers of consumers;
- (b) Cylinder Vehicle Operator T2 certificate may deliver containers, connect and disconnect cylinders and load and secure containers on a cylinder delivery vehicle. O. Reg. 440/77, s. 15.

16. The holder of a,

- (a) Plant Operator P1 certificate may unload or load tank cars, cargo-liners and tank trucks into or from a filling plant, fill containers and maintain and operate the transfer equipment in a filling plant;
- (b) Plant Operator P2 certificate may load or unload tank trucks into or from a filling plant, fill containers and maintain and operate the transfer equipment in a filling plant;
- (c) Plant Operator P3 certificate may fill containers and maintain and operate the transfer equipment in a filling plant;
- (d) Plant Operator P4 certificate may examine cylinders employing the procedures described in the Compressed Gas Association pamphlet C6 entitled "Standards for Visual Inspection of Compressed Gas Cylinders" as set out in the CTC Regulation 73.34(e) (10). O. Reg. 440/77, s. 16.

17.—(1) An application for a cylinder handling licence as required by section 12 of the Act, or a renewal thereof, shall be made to the Director for each location of the applicant,

(a) where the applicant,

(i) does not have a filling plant, or

(ii) only transfers propane from a container having a water capacity not greater than 1,000 pounds to a consumer's cylinder; and

(b) where the applicant supplies consumers with propane in cylinders.

(2) The fee on making an application for a cylinder handling licence, or a renewal thereof, is \$15.

(3) A cylinder handling licence, or a renewal thereof, shall be issued to an applicant where the location from which he supplies consumers with propane in cylinders complies with this Regulation.

(4) A cylinder handling licence, or a renewal thereof, expires on the date shown thereon.

(5) A cylinder handling licence, or a renewal thereof, is not transferable.

(6) A cylinder handling licence, or renewal thereof, shall be prominently displayed at the location for which it is issued. O. Reg. 440/77, s. 17.

**18.—**(1) An application for a transfer licence as required by section 12 of the Act, or a renewal thereof, shall be made to the Director for each transfer facility of the applicant.

(2) Section 12 of the Act does not apply to a person who transfers propane from one container to another for his own use.

(3) The fee on making an application for a transfer licence, or renewal thereof, issued for a period of one year is one cent per U.S. gallon of the total water capacity of the propane storage tanks at each filling plant location where propane is transferred but in no case shall the fee for each location be less than \$15 per year.

(4) A person who transfers propane from a container having a water capacity not greater than

1,000 pounds to a cylinder of a consumer is not required to be the holder of a transfer licence.

(5) A transfer licence, or renewal thereof, expires on the date shown thereon.

(6) A transfer licence, or renewal thereof, is not transferable.

(7) A transfer licence, or renewal thereof, shall be prominently displayed at the location for which it is issued. O. Reg. 440/77, s. 18.

**19.—**(1) An application for a licence to transport propane as required by section 12 of the Act, or a renewal thereof, shall be made to the Director for each tank truck or cargo-liner of the applicant.

(2) Subsection (1) does not apply to a person who transports propane by a two-wheel or four-wheel tank trailer having a capacity of 2,000 U.S. water gallons or less.

(3) The fee on making an application for a licence, or a renewal thereof, for each tank truck or each cargo-liner is \$7.50 per year.

(4) A licence to transport propane by tank truck or cargo-liner, or a renewal thereof, shall be issued to an applicant where the tank truck or cargo-liner complies with this Regulation.

(5) A licence to transport propane, or a renewal thereof, expires on the date shown thereon.

(6) A licence to transport propane, or a renewal thereof, is not transferable.

(7) A licence to transport propane, or a renewal thereof, shall be carried in or on the vehicle for which it is issued. O. Reg. 440/77, s. 19.

**20.—**(1) Where a person's licence, certificate or evidence of registration is lost or destroyed he shall, on payment of a \$5 fee, be issued a duplicate licence, certificate or evidence of registration.

(2) Where the holder of a licence, certificate or registration changes his name, he shall, on payment of a \$5 fee, be issued with a licence, certificate or evidence of registration in his new name. O. Reg. 440/77, s. 20.

## REGULATION 293

under the Environmental Assessment Act

### GENERAL

#### 1. In this Regulation,

- (a) "development corporation" means a corporation under the *Development Corporations Act*;
- (b) "operating" includes maintaining and repairing and any activities for operating, maintaining and repairing, and "operation" has a corresponding meaning;
- (c) "\$1,000,000" means the greater of \$1,000,000 and \$1,000,000 divided by the Non-residential Construction Input Index issued by Statistics Canada for the month of December, 1977, multiplied by the Non-residential Construction Input Index issued by Statistics Canada for the month in which the first contract for the construction of the undertaking is entered into, or, where no such contract is entered into, the month in which the commencement date for the undertaking falls and any other amount in dollars has a corresponding meaning. O. Reg. 836/76, s. 1; O. Reg. 468/80, s. 1.

2.—(1) All environmental assessments shall be submitted with a summary in Form 1.

(2) Written submissions and requirements for hearings made or given under subsection 7 (2) of the Act may be made in accordance with Form 2.

(3) Written submissions and requirements for hearings made or given under subsection 10 (1) of the Act or subsection 12 (1) of the Act may be made in accordance with Form 3.

(4) A requirement for a hearing given pursuant to section 13 of the Act may be made in accordance with Form 4. O. Reg. 836/76, s. 2.

3. The following bodies are defined as public bodies:

- 1. Algonquin Forestry Authority.
- 2. Authorities within the meaning of the *Conservation Authorities Act*.
- 3. Colleges, universities and other bodies, except the Royal Ontario Museum and municipalities, to which the *Ontario Universities Capital Aid Corporation Act* applies.
- 4. Development corporations.

5. Ontario Energy Corporation.

6. Ontario Hydro.

7. Ontario Northland Transportation Commission.

8. Ontario Telephone Development Corporation.

9. Ontario Transportation Development Corporation.

10. Toronto Area Transit Operating Authority.

11. Urban Transportation Development Corporation. O. Reg. 836/76, s. 3.

4.—(1) An undertaking, whether constructed or commenced before or after the coming into force of the relevant provisions of the Act, for the construction or commencement of which the approval of the Minister to proceed was not required is exempt with respect to its operation and retirement from the provision of subsection 5 (1) of the Act requiring the proponent not to proceed with the undertaking and from the provisions of subsection 6 (1) of the Act.

(2) A proponent of an undertaking of a type referred to in subsection (1) is exempt from the provisions of section 39 of the Act with respect to the requirement of submitting an environmental assessment to the Minister with respect to the operation or retirement of the undertaking. O. Reg. 836/76, s. 4.

5.—(1) This section does not apply to an undertaking of a body listed in section 3 that may be found to be a local board as defined in the *Municipal Affairs Act* or to be a board, commission or other local authority exercising power in respect of municipal affairs.

(2) In this section,

(a) "estimated cost" means the most current estimate prepared by an engineer, architect, official, planner or construction contractor of the cost of an undertaking which estimate has been submitted to the council or other governing body of a municipality or a committee thereof and has been accepted by it as the basis upon which the undertaking is to be proceeded with, but does not include any costs for,

(i) the acquisition of land,

(ii) feasibility studies and design carried out for the undertaking, or

(iii) the operation of the undertaking,

and where an undertaking is being constructed in phases includes the cost of all phases; and

- (b) "exclusive right of way" when used in connection with a bus service means a roadway, including entrances and exists, constructed for use by buses and upon which the public is not permitted to drive motor vehicles but not including accesses to stations and stops, or turning, storage and service facilities not otherwise associated with such a right of way, nor a reserved bus lane on an existing road. O. Reg. 468/80, s. 2, *part*.

(3) An undertaking by a municipality for which an environmental assessment has not been submitted is exempt from the provisions of the Act where,

- (a) subject to subsection (4), it has an estimated cost of not more than \$2,000,000 provided it is not an undertaking of a type described in clause 5 (b), (c) or (d);
- (b) it is an undertaking by a board within the meaning of the *Education Act*;
- (c) it is a drainage works regulated under the *Drainage Act*;
- (d) it is a road shown on a plan of subdivision as being part of the subdivision being approved under section 36 of the *Planning Act*;
- (e) it is a waste disposal site that,
  - (i) is a transfer station for domestic waste that uses portable containers,
  - (ii) is an organic soil conditioning site certified under the *Environmental Protection Act*, or
  - (iii) is a transfer station for processed organic waste located at the sewage treatment works where it is generated or at the organic soil conditioning site where it is disposed of;
- (f) it is an undertaking of a type which, save that the proponent is not Ontario Hydro, is described in Orders of the Minister dated the 14th day of October, 1976 and published as numbers OHB-2, OHC-3 and OHD-4 in the issue of THE ONTARIO GAZETTE dated the 13th day of November, 1976;
- (g) it is an undertaking of a type which, save that the proponent is not Ontario Hydro, is described in the Order of the Minister dated the 14th day of October, 1976 and published as number OHF-6 in the issue of THE ONTARIO GAZETTE dated the 13th day of November, 1976 and it is proposed that its construction and maintenance be carried out in accordance with the standards that apply to

such undertakings when carried out by Ontario Hydro; or

- (h) it is a work provided for in a subdivision agreement between a municipality and a subdivider other than an undertaking to which clause (a) does not apply by reason of clause (4) (b), (c), (d) or (e) or, except in the case of works being provided for management of storm water from the subdivision and other adjacent lands of the subdivider, clause (4) (f). O. Reg. 468/80, s. 2, *part*; O. Reg. 885/80, s. 1 (1).

(4) The exemption provided by clause (3) (a) does not apply in respect of,

- (a) the construction of a new road or of a realignment of an existing road except where the road or realignment is,
  - (i) to be less than one kilometre in length,
  - (ii) to serve a municipally owned industrial, residential or commercial area, or
  - (iii) to provide internal circulation in a municipal recreation area or park;
- (b) a new bus service on an exclusive right of way or a new rail transit system;
- (c) a new station, terminal or marshalling yard for a rail transit system;
- (d) a waste disposal site that,
  - (i) is a transfer station for processed organic waste,
  - (ii) is a site for the disposal of hauled liquid industrial waste or hazardous waste as designated in regulations made under Part V of the *Environmental Protection Act*, or
  - (iii) is a site for the disposal of any other waste that the Director ascertains under subsection 30 (1) of the *Environmental Protection Act* is the equivalent of the domestic waste of not less than 1,500 persons;
- (e) a new water production works, sewage treatment works, or sewage lagoon and the storage, collection, transmission or distribution works associated therewith; or
- (f) an undertaking which is or includes a work of a type listed in one of the first six groups of items in Column 1 of the Table in subsection 9 (2) and its construction has not commenced by the date set out opposite in Column 2 of the said Table. O. Reg. 468/80, s. 2, *part*.



(5) An undertaking by a municipality, for which an environmental assessment has not been submitted is exempt from the provisions of the Act where,

- (a) before the 3rd day of June, 1980,
  - (i) the undertaking had been authorized by a resolution or by-law of the council or other governing body of the municipality,
  - (ii) land had been acquired by or on behalf of the municipality for the purpose of implementing the undertaking, or
  - (iii) the municipality or some other expropriating authority acting on behalf of the municipality served notice under the *Expropriations Act* of an application for approval to expropriate land to be used for the purpose of implementing the undertaking,

and at least 25 per cent of the estimated cost is scheduled to be spent on construction contracts for at least 25 per cent of the estimated cost are scheduled to be let within three years after the 3rd day of June, 1980;

- (b) it is an undertaking of a type that, save that the proponent is not Ontario Hydro, is described in Orders of the Minister dated the 14th day of October, 1976 and published as numbers OHE-5 and OHG-7 in the issue of THE ONTARIO GAZETTE dated the 13th day of November, 1976, and construction of the undertaking is commenced within twelve months after an approval under the Act is issued to Ontario Hydro for an undertaking of that type;
- (c) it is an undertaking that consists of the expansion of an existing water works or sewage works where the expansion is commenced prior to the 31st day of January, 1982 and where, in the case of an expansion to a water treatment or sewage treatment facility, the expansion is located at the site of or adjacent to an existing water treatment or sewage treatment facility;
- (d) it is an undertaking of a type with respect to which the Minister issued a notice under clause 7 (1) (b) of the Act on the 25th day of February, 1980, for the environmental assessment submitted by the Toronto Area Transit Operating Authority as number B-1 on the 5th day of March, 1980, for one of the environmental assessments submitted by the Toronto Area Transit Operating Authority as number B-2, B-3 or B-4 and construction of the undertaking is commenced within twelve months after an approval has been issued to the Toronto Area Transit Operating Authority for an undertaking of that type;
- (e) it is an undertaking of a type that, save that the proponent is not Ontario Hydro, is described in the Order of the Minister dated the 14th day of October, 1976 and published as number OHL-12 in the issue of THE ONTARIO GAZETTE dated the 13th day of November, 1976 and construction of the undertaking is commenced within twelve months after an approval under the Act is issued to Ontario Hydro for an undertaking of that type; or
- (f) it is an undertaking of a type that, save that the proponent is not the Minister of Transportation and Communications, is similar to any listed under "B" in the key contained in the Order of the Minister dated the 15th day of August, 1978 and published as number MTC-13 in the issue of THE ONTARIO GAZETTE dated the 16th day of September, 1978, and construction of the undertaking is commenced within twelve months after an approval under the Act is issued to the Minister of Transportation and Communications for an undertaking of that type or where the approval was issued before the 3rd day of June, 1980, within twelve months after that date. O. Reg. 468/80, s. 2, *part*; O. Reg. 885/80, s. 1 (2).

(6) An exemption under clause (5) (a) ceases to apply with respect to those parts of the undertaking that are not completed within three years after the 3rd day of June, 1980 unless at least 25 per cent of the estimated cost of the undertaking has been spent or construction contracts for at least 25 per cent of the estimated cost have been let prior to the end of the three year period.

(7) The obtaining of an option to acquire land or an interest in land by a municipality or the entering into an agreement to purchase land or an interest in land by a municipality, where the acquisition or purchase is conditional on compliance with the Act, is an undertaking that is exempt from the provisions of subsection 5 (1) of the Act. O. Reg. 468/80, s. 2, *part*.

(8) For purposes of subclause (5) (a) (i), an undertaking shall be deemed to have been authorized by resolution or by-law of the council or other governing body of the municipality where the council or other governing body of a municipality has passed a resolution or given second reading to a by-law prior to the 3rd day of June, 1980 authorizing any step, including any step necessary for the obtaining of or the making of an application for approval under any other Act, in connection with proceeding with the undertaking that indicates an intention by the council or other governing body to implement the undertaking at a specific site.

(9) In subsection (8), "any step" includes,

- (a) any application for approval that may be necessary to facilitate the carrying out of the undertaking;



- (b) an amendment of an official plan or a restricted area by-law and any application therefor;
- (c) the engaging of a consultant to prepare any material necessary to proceed with an undertaking or to obtain an approval;
- (d) the advertising for or awarding of tenders to carry out any part of the undertaking;
- (e) the approval of financing necessary to carry out any part of the undertaking; or
- (f) the acquisition of land.

(10) Subsection (8) does not apply to the proposed waste disposal site of The Regional Municipality of Halton at the site in the Town of Milton known as site 'F'. O. Reg. 885/80, s. 1 (3).

6.—(1) Notwithstanding section 5, an undertaking which consists of establishing, constructing and operating a new hydro-electric generating facility in the Go Home Lake area of Ontario and associated transmission and transformation facilities is not exempt from the provisions of the *Environmental Assessment Act* and in this section "hydro-electric generating facility" includes a dam or other water storage or diversion facility for the purpose of storing, diverting or conducting water for the generation of electricity. O. Reg. 816/78, s. 1.

(2) Notwithstanding section 5, an undertaking that consists of establishing, constructing and operating an east-west arterial road located in the City of Cambridge, running easterly from the proposed Highway 8 By-pass in the direction of Franklin Boulevard and any associated facilities is not exempt from the provisions of the Act. O. Reg. 8/80, s. 1.

7.—(1) All undertakings and classes of undertakings by or on behalf of Her Majesty in right of Ontario and carried out by,

- (a) the Minister of Revenue;
- (b) the Minister of Labour;
- (c) the Minister of Correctional Services;
- (d) the Attorney General;
- (e) the Minister of Colleges and Universities;
- (f) the Solicitor General;
- (g) the Minister of Community and Social Services;
- (h) the Minister of Consumer and Commercial Relations;
- (i) the Minister of Education;

- (j) the Minister of Health;
- (k) the Minister of Agriculture and Food; and
- (l) the Minister of Housing,

are exempt from the provisions of the Act. O. Reg. 836/76, s. 6 (1); O. Reg. 94/77, s. 1.

(2) All undertakings and classes of undertakings by or on behalf of Her Majesty in right of Ontario and carried out by an agent of Her Majesty in right of Ontario who is not,

- (a) a Minister of the Crown;
- (b) acting on behalf of a Minister of the Crown; or
- (c) defined as a public body,

are exempt from the provisions of the Act. O. Reg. 836/76, s. 6 (2).

8. Notwithstanding section 7, an undertaking that is being carried out by the Minister of Government Services on behalf of or at the request of,

- (a) a Minister of the Crown named in section 7; or
- (b) an agent of the Crown exempted by section 7,

that would be subject to the Act but for section 7 is not exempt from the Act. O. Reg. 836/76, s. 7.

9.—(1) In this section,

- (a) "authority" means an authority within the meaning of the *Conservation Authorities Act*;
- (b) "change in use" when used with respect to dam reconstruction means the addition of new uses or changing the highest level at which water may be stored;
- (c) "commencement date" means,
  - (i) where contracts are to be awarded for the carrying out of part or all of the construction involved in the undertaking, the date on which the first such contract is awarded, and
  - (ii) where no such contract is to be awarded, the date on which construction commences;
- (d) "cost" means the estimated total cost of the implementation of an undertaking at the time of its approval under the *Conservation Authorities Act* by the Minister of Natural Resources exclusive of any costs

for the acquisition of land or for any feasibility studies and design carried out for the undertaking, or the operation of the undertaking;

(e) "dam reconstruction" means the reconstruction or rebuilding of a dam that involves a change in use of the dam or reservoir from,

- (i) the use being made immediately prior to the reconstruction taking place, or
- (ii) a use being made within the ten years immediately prior to the reconstruction taking place where the construction involves the repair of a dam which has been wholly or partly inoperable due to damage.

O. Reg. 636/77, s. 1, *part*; O. Reg. 468/80, s. 3.

(2) An undertaking by an authority, for which an environmental assessment is not submitted, is exempt from the provisions of the Act if,

- (a) the undertaking,  
cost of the undertaking were scheduled
  - (i) was approved by the Minister of Natural Resources on or before the 31st day of January, 1978, and

- (ii) was on a list of undertakings submitted to the Minister on or before the 4th day of July, 1978 by the authority proposing to carry out the undertaking and the list indicated that contracts for at least 25 per cent of the

to be awarded on or before the 31st day of December, 1980; or

- (b) the undertaking is solely for the purpose of,

- (i) reforestation and woodlot management,
  - (ii) restocking of indigenous wildlife, or
  - (iii) provision of conservation area workshops and administration buildings,

or any combination thereof; or

- (c) the undertaking,
  - (i) has a cost of not more than \$1,000,000, and
  - (ii) has, for work described in Column 1 of the Table, a commencement

date falling on or before the date in Column 2 of the Table opposite the first applicable item in Column 1.

TABLE

COLUMN 1	COLUMN 2
Type of Work	Date
Construction of Dams and Reservoirs	December 31, 1980
Channelization, Stabilization or Diversion of Watercourses	December 31, 1981
Construction of Dykes and Levees	December 31, 1982
Lake Shoreline Alteration including creation of new shoreline	December 31, 1983
Dam Reconstruction	December 31, 1984
Wildlife, including fish, Habitat Manipulation	December 31, 1985
All other types	December 31, 1986

(3) For the purposes of this section, an undertaking shall be deemed to be a work described in Column 1 of the Table where any part of the undertaking is a work described in the said Column 1.

(4) An undertaking exempt under clause (2) (a) ceases to be exempt under that clause with respect to those parts of it that were not completed by the 31st day of December, 1980, unless contracts for at least 25 per cent of the cost of the undertaking were awarded by the 31st day of December, 1980.

(5) Notwithstanding subsection (2), the activities of the Grand River Conservation Authority consisting of the planning, designing, providing, constructing, operating or retiring of water control facilities for which Grand River Conservation Authority General Membership Resolution Number 32-75 requires that an Environmental Impact Assessment be carried out are designated as undertakings to which the Act applies.

(6) The acquisition of land or interests in land by an authority is exempt from the provisions of subsection 5 (1) of the Act. O. Reg. 636/77, s. 1, *part*.

10. The undertaking of making a loan, giving a grant, giving a guarantee of debts or issuing or

granting a licence, permit, approval, permission or consent is exempt from the provisions of subsection 5 (1) of the Act. O. Reg. 836/76, s. 9.

the Act, where an environmental assessment of an undertaking is submitted, all provisions of the Act apply in respect of that undertaking. O. Reg. 8/80, s. 2.

11. Notwithstanding any provisions of this Regulation exempting any undertaking from the provisions of

### Form 1

#### *Environmental Assessment Act*

#### SUMMARY FORM FOR AN ENVIRONMENTAL ASSESSMENT SUBMISSION

Re: An Environmental Assessment received from.....  
(name of proponent)

for ..... to be located in .....  
(title of Undertaking) (location(s) of undertaking)

Environmental Assessment Number ..... (*Number to be issued by the Ministry of the Environment*)

*For the public benefit, in a resume of an Environmental Assessment, the following headings should be expanded upon and cross-indexed to the Environmental Assessment where applicable. Additional headings can be used and any inapplicable headings deleted.*

#### RESUME:

1. Purpose of the Undertaking.
2. Description of the Undertaking.
3. Justification of the need for the Undertaking.
4. Description of possible alternatives to the Undertaking.
5. Alternative implementation methods for both the Undertaking and the alternatives to it.
6. Geographic areas/boundaries *within which the Undertaking will be executed, and the same for the alternatives. Included should be a well marked, legible map. (This may be a 1:50,000 scale topographic map, plus a smaller simplified one for publication purposes).*
7. The environment affected or possibly affected, either directly or indirectly for the areas mentioned in item 5. *This would include the actual effects or possible effects of the various methods of carrying out the Undertaking and the alternatives, and may be explained on a map.*
8. Remedial measures for any adverse effects mentioned in item 7.
9. Advantages and disadvantages to the environment of the Undertaking and the alternatives.
10. All studies and reports done in connection with the Undertaking or matters related to the Undertaking, under the control of the Proponent: *list studies and reports.*
11. All studies and reports done in connection with the Undertaking or matters related to the Undertaking of which the Proponent is aware which are not under the control of the Proponent: *list studies and reports.*

#### ADDITIONAL INFORMATION:

*Additional information, if any, may include such things as:*

*agencies or authorities contacted,  
lists of public meetings affecting any decision relating to the Undertaking,  
etc.*

WORDS IN ITALICS, OTHER THAN NAMES OF FORMS OR THE ACT, MAY BE OMITTED.

O. Reg. 836/76, Form 1.

Form 2

*Environmental Assessment Act*

SUBMISSION AND NOTICE REQUIRING A HEARING (SECTION 7 (2) OF THE ACT)

RE: An Environmental Assessment received from:

.....  
(name of proponent)

for .....  
(title of Undertaking)

(in/at) .....  
(location(s) of Undertaking)

Environmental Assessment Number .....

TO: The Minister of the Environment

.....  
(address)

FROM: .....  
(name of submitter)

.....  
(address)

.....  
(telephone number)

DATE: .....

SUBMISSION

(a) I make the (following/attached) submission relating to the Undertaking, the Environmental Assessment and the Review thereof:

*(Submission may follow at this point or may be a separate attachment. List any attachments).*

*And, if a hearing is required:*

HEARING

(b) I require a hearing by the Environmental Assessment Board with respect to the Undertaking, the Environmental Assessment and the Review thereof.

(NOTE: *There is provision in clause 12 (2) (b) of the Act for the Minister to disapprove of a hearing requirement).*

.....  
(signature of submitter)

WORDS IN ITALICS, OTHER THAN NAMES OF FORMS OR THE ACT, MAY BE OMITTED.

Form 3

Environmental Assessment Act

SUBMISSION (SECTION 10 OF THE ACT)  
AND NOTICE REQUIRING A HEARING (SECTION 12 (1) OF THE ACT)

RE: An Environmental Assessment received from:

.....  
(name of proponent)

for .....  
(title of Undertaking)

(in/at) .....  
(location(s) of Undertaking)

Environmental Assessment Number .....

TO: The Minister of the Environment

.....  
(address)

FROM: .....  
(name of submitter)

.....  
(address)

.....  
(telephone number)

DATE: .....

Having previously made a written submission under subsection 7 (2) of the Act on .....  
(date)

with regard to the above Undertaking, the Environmental Assessment and the Review thereof,

*If a submission is made:*

SUBMISSION

(a) I make the (following/attached) submission relating to the proposed amendments to the Environmental Assessment:

*(Submission may follow at this point or may be a separate attachment. List any attachments).*

*And, if a hearing is required, include:*

HEARING

(b) I require a hearing by the Environmental Assessment Board on the acceptance or amendment and acceptance of the Environmental Assessment, and whether approval to proceed with the undertaking should or should not be given or should be given subject to specified conditions.

(NOTE: *There is provision in clause 12 (2) (b) of the Act for the Minister to disapprove of a hearing requirement).*

.....  
(signature of submitter)

WORDS IN ITALICS, OTHER THAN NAMES OF FORMS OR THE ACT, MAY BE OMITTED.



Form 4

Environmental Assessment Act

NOTICE REQUIRING A HEARING (SECTION 13 OF THE ACT)

RE: An Environmental Assessment received from:

.....  
(name of proponent)

for .....  
(title of Undertaking)

(in/at) .....  
(location(s) of Undertaking)

Environmental Assessment Number.....

TO: The Minister of the Environment

.....  
(address)

FROM: .....  
(name of submitter)

.....  
(address)

.....  
(telephone number)

DATE: .....

HEARING

Having previously made a written submission under subsection 7 (2) of the Act on .....  
(date)

with regard to the above Undertaking, the Environmental Assessment and the Review thereof, I now require a hearing by the Environmental Assessment Board on whether approval to proceed with the Undertaking should or should not be given, or should be given subject to specified conditions.

(NOTE: *There is provision in section 13 of the Act for the Minister to disapprove of a hearing requirement*).

.....  
(signature of submitter)

WORDS IN ITALICS, OTHER THAN NAMES OF FORMS OR THE ACT, MAY BE OMITTED.



## REGULATION 294

### under the Environmental Assessment Act

#### SOUTH CAYUGA SEWAGE WORKS AND WASTE DISPOSAL SITES

##### 1. In this Regulation,

- (a) "South Cayuga Sewage Works and Waste Disposal Sites" means the sewage works or waste disposal sites located in the Town of Haldimand in The Regional Municipality of Haldimand-Norfolk on any parts of lots 10 to 21, Concession 4, and lots 10 to 21, Concession 5 in the former Township of South Cayuga for the purpose of receiving sewage or waste and of treating or disposing of the sewage or waste;
- (b) "South Cayuga undertaking" means the enterprises or activities of establishing and operating the South Cayuga Sewage Works and Waste Disposal Sites together with all facilities ancillary thereto including highways and bridges providing access thereto and all waste management systems related thereto and any proposal, plan or program in relation to such enterprises or activities; and

- (c) "waste management system related thereto" means any waste management system of Her Majesty the Queen in right of Ontario of which any part of the South Cayuga Sewage Works and Waste Disposal Site is a part and any facility or works established on land owned or occupied by Her Majesty the Queen in right of Ontario or any agent thereof for purposes of collecting sewage or waste for transmission or trans-shipment to the South Cayuga Sewage Works and Waste Disposal Site. O. Reg. 1122/80, s. 1.

2. The South Cayuga undertaking is exempt from the provisions of the Act. O. Reg. 1122/80, s. 2.

3. Every person who is carrying out the South Cayuga undertaking or any part thereof is exempt from the provisions of the Act in relation to such undertaking. O. Reg. 1122/80, s. 3.

4. Sections 2 and 3 do not apply to any part of the South Cayuga undertaking with respect to which an environmental assessment is submitted by its proponent. O. Reg. 1122/80, s. 4.



## REGULATION 295

under the Environmental Protection Act

### AIR CONTAMINANTS FROM FERROUS FOUNDRIES

#### 1. In this Regulation,

- (a) "effluent gas stream" means the combination of gases and solids being emitted from a process or operation;
- (b) "ferrous foundry" means the part of a building, or premises, or the workshop, structure, room or place in which iron or any of its alloys is cast in moulds or where core-making, shake-out or cleaning of any casting or other dust-causing or odour-causing operation ancillary to the casting process is carried on;
- (c) "particulate" means solid particles;
- (d) "particulate collection efficiency" means the amount of the solid particles that is removed from the effluent gas stream, expressed as a percentage of the total particulate in the uncontrolled effluent gas stream on a weight basis;
- (e) "plus 25 micron fraction" means that part of the total particulate in the effluent gas stream of which the nominal diameter is greater than 25 microns. R.R.O. 1970, Reg. 11, s. 1.

#### 2. This Regulation does not apply to,

- (a) die casting; or
- (b) any premises or part thereof where steel ingots are cast. R.R.O. 1970, Reg. 11, s. 2.

3. All ferrous foundry operations shall be designed and operated so as to have a minimum particulate collection efficiency of 97 per cent of the plus 25 micron fraction. R.R.O. 1970, Reg. 11, s. 3.

4.—(1) Where a ferrous foundry has a cupola with a melting capacity of not more than ten tons of iron an hour, the cupola shall be designed and operated so as to have,

- (a) a maximum emission of seventy-five pounds an hour of particulate and the remaining air contaminants shall be emitted in such a manner as to comply with the requirements of sections 5 and 6 of Regulation 308 of Revised Regulations of Ontario, 1980;

- (b) afterburners working at all times during the operation of the cupola;
- (c) no water fallout beyond the limits of the land or premises on or in which the ferrous foundry is located; and
- (d) no impingement of a water plume beyond the limits of the land or premises on or in which the ferrous foundry is located.

(2) Where a ferrous foundry has a cupola with a melting capacity greater than ten tons of iron an hour, the cupola shall be designed and operated so as to have,

- (a) a maximum emission of twenty-five pounds an hour of particulate and the remaining air contaminants shall be emitted in such a manner as to comply with the requirements of sections 5 and 6 of Regulation 308 of Revised Regulations of Ontario, 1980;
- (b) afterburners working at all times during the operation of the cupola;
- (c) no water fallout beyond the limits of the land or premises on or in which the ferrous foundry is located; and
- (d) no impingement of a water plume beyond the limits of the land or premises on or in which the ferrous foundry is located.

(3) Where a ferrous foundry has an electric arc furnace, the electric arc furnace shall be designed and operated so as to have,

- (a) a maximum emission of twenty-five pounds an hour of particulate and the remaining air contaminants shall be emitted in such a manner as to comply with the requirements of sections 5 and 6 of Regulation 308 of Revised Regulations of Ontario, 1980;
- (b) no water fallout beyond the limits of the land or premises on or in which the ferrous foundry is located; and
- (c) no impingement of a water plume beyond the limits of the land or premises on or in which the ferrous foundry is located. R.R.O. 1970, Reg. 11, s. 4.

5. The owner or operator of each ferrous foundry shall submit a written proposal to the Minister, showing in detail the method and devices by which the owner or operator intends to meet the requirements of this Regulation. R.R.O. 1970, Reg. 11, s. 5.





REGULATION 296

under the Environmental Protection Act

AMBIENT AIR QUALITY CRITERIA

1. The desirable ambient air quality criteria for each contaminant set out in Column 1 of the Schedule is that amount of concentration or total amount of contaminant set out opposite thereto in Column 3 of the Schedule in the unit of measurement set out opposite thereto in Column 2 of the Schedule for the time set out opposite thereto in Column 4 of the Schedule. O. Reg. 872/74, s. 1.

Schedule

ITEM	COLUMN 1	COLUMN 2	COLUMN 3	COLUMN 4	COLUMN 5
	Name of Contaminant	Unit of Measurement	Average Amount of Concentration or Total Amount of Contaminant	Period of Time	Approximate Equivalent at 10°C and 760 mm Hg pressure
1.	Arsenic	Micrograms of Arsenic per cubic metre of air	25	24 hours	
2.	Cadmium	Micrograms of cadmium per cubic metre of air	2.0	24 hours	
3.	Carbon Monoxide	Parts of carbon monoxide per one million parts of air by volume	30 13	1 hour 8 hours	36,200 ug/m³ 15,700 ug/m³
4.	Dustfall	Tons of dustfall per square mile per month	20 Total 13	30 days 1 year	
5.	Fluorides (Gaseous) April 15 to October 15	Parts of fluorides per billion parts of air by volume (Expressed as HF)	1.0 0.4	24 hours 30 days	0.86 ug/m³ 0.34 ug/m³
6.	Total Fluorides (Gaseous and Particulate) April 15 to October 15	Parts of fluorides per one billion parts of air by volume (Expressed as HF)	2.0 0.8	24 hours 30 days	1.72 ug/m³ 0.69 ug/m³
7.	Total Fluorides (Gaseous and Particulate) October 16 to April 14	Parts of fluorides per one billion parts of air by volume (Expressed as HF)	4.0 1.6	24 hours 30 days	3.44 ug/m³ 1.38 ug/m³
8.	Fluorides in Forage for Consumption by Live stock	Parts of total fluorides per one million parts forage (dry weight)	35	Individual Sample	

ITEM	COLUMN 1 Name of Contaminant	COLUMN 2 Unit of Measurement	COLUMN 3 Average Amount of Concentration or Total Amount of Contaminant	COLUMN 4 Period of Time	COLUMN 5 Approximate Equivalent at 10° C and 760 mm Hg pressure
9.	Fluoridation (total) April 15 to October 15	Micrograms of total fluorides collected by 100 sq. centimetres of limed filter paper	40	30 days	
10.	Fluoridation (total) October 16 to April 14	Micrograms of total fluorides collected by 100 sq. centimetres of limed filter paper	80	30 days	
11.	Hydrogen Sulphide	Parts of hydrogen sulphide per one million parts of air by volume	0.02	1 hour	30 ug/m <sup>3</sup>
12.	Lead	Micrograms of lead per cubic metre of air	5.0 2.0 geometric mean	24 hours 30 days	
13.	Mercaptans	Parts of mercaptans per one million parts of air by volume (Expressed as methyl mercaptan)	0.01	1 hour	20 ug/m <sup>3</sup>
14.	Mercury	Micrograms of mercury per cubic metre of air	2.0	24 hours	
15.	Nickel	Micrograms of Nickel per cubic metre of air	2.0	24 hours	
16.	Nitrogen Dioxide	Parts of nitrogen dioxide per one million parts of air by volume	0.20 0.10	1 hour 24 hours	400 ug/m <sup>3</sup> 200 ug/m <sup>3</sup>
17.	Oxidants (total)	Parts of total oxidants per one million parts of air by volume	0.10	1 hour	
18.	Ozone	Parts of ozone per one million parts of air by volume	0.08	1 hour	165 ug/m <sup>3</sup>
19.	Soiling	Coefficient of Haze per 1,000 feet of air	1.0 0.5	24 hours 1 year	
20.	Sulphation	Milligrams of sulphur trioxide per 100 sq. cm of exposed lead peroxide per day	0.7	30 days	
21.	Sulphur Dioxide	Parts of sulphur dioxide per one million parts of air by volume	0.25 0.10 0.02	1 hour 24 hours 1 year	690 ug/m <sup>3</sup> 275 ug/m <sup>3</sup> 55 ug/m <sup>3</sup>

ITEM	COLUMN 1	COLUMN 2	COLUMN 3	COLUMN 4	COLUMN 5
	Name of Contaminant	Unit of Measurement	Average Amount of Concentration or Total Amount of Contaminant	Period of Time	Approximate Equivalent at 10°C and 760 mm Hg pressure
22.	Suspended Particulate Matter	Micrograms of suspended particulate matter per cubic metre of air	120 60 geometric mean	24 hours 1 year	
23.	Vanadium	Micrograms of vanadium per cubic metre of air	2.0	24 hours	

O. Reg. 872/74, Sched. ; O. Reg. 158/75, s. 1.





## REGULATION 297

under the Environmental Protection Act

### ASPHALT PAVING PLANTS

1. (a) "aggregate material" means any material or materials, including, but not limited to, gravel, slag, limestone, crushed rock, sand, hydrated lime, cement, furnace ash, asbestos, glass or sulphur, or any two or more of them, used to produce asphalt paving when mixed with bituminous asphalt;
- (b) "asphalt paving plant" means equipment designed to dry aggregate material and to mix the aggregate material with bituminous asphalt;
- (c) "fine material" means that portion of aggregate material that will pass through a number 200 sieve as designated in the American Society for Testing Materials publication number ASTM-E-11-61;
- (d) "permanent asphalt paving plant" means an asphalt paving plant that remains at one location for more than one calendar year;
- (e) "portable asphalt paving plant" means an asphalt paving plant that remains at one location for less than one calendar year. O. Reg. 183/72, s. 1.

2. No person responsible for a portable asphalt paving plant shall operate or permit the plant to be operated so as to emit solid material into the air,

- (a) at a rate greater than that derived, by measurement or calculation, from the application of the following formula:

$$E = \frac{A}{B} \times 1.67 \times C$$

Where: E is the amount of solid material emitted in pounds per minute

A is the actual operating rate of production of the plant at the time of testing in tons per hour

B is the maximum designed rate of production of the plant as stated by the manufacturer of the dryer in tons per hour corrected to a moisture content of 5 per cent

C is 1, except that where the material processed contains less than 5 per cent of fine material by weight, C is the actual percentage of fine material contained in the material processed divided by 5 per cent; or

- (b) at a greater rate than 1.67 pounds per minute,

whichever is the lesser. O. Reg. 183/72, s. 2.

3. No person responsible for an asphalt paving plant shall operate or permit the plant to be operated so that visible solid material, a water plume or fallout of water droplets emitted into the air from the asphalt paving plant impinges on any point beyond the limits of the property on which the asphalt paving plant is located. O. Reg. 183/72, s. 3.

4. No person responsible for an asphalt paving plant shall permit visible solid material emitted from any source other than the asphalt paving plant to pass beyond the limits of the property on which the asphalt paving plant is located. O. Reg. 183/72, s. 4.

5. No person responsible for a permanent asphalt paving plant shall operate or permit the plant to be operated so as to emit solid material into the air,

- (a) that will, at any point of impingement, result in a concentration of solid material, measured or calculated, equal to or greater than that derived from the application of the following formula:

$$F = \frac{A}{B} \times 100 \times C$$

Where: F is the calculated average concentration of solid material at a point of impingement in micrograms per cubic metre of air for a thirty-minute period

A is the actual operating rate of production of the plant at the time of testing in tons per hour

B is the maximum designed rate of production of the plant as stated by the manufacturer of the dryer in tons per hour corrected to a moisture content of 5 per cent

C is 1, except that where the material processed contains less than 5 per cent of fine material by weight, C is the actual percentage of fine material contained in the material processed divided by 5 per cent; or

(b) that will result in a concentration of solid material, measured or calculated, at any point of impingement of an average greater than 100 micrograms per cubic metre of air during a period of thirty minutes,

whichever is the lesser. O. Reg. 183/72, s. 5.

## REGULATION 298

under the Environmental Protection Act

### CLASSES OF CONTAMINANTS—EXEMPTIONS

1. In this Regulation,

(a) “highway” has the same meaning as in the *Highway Traffic Act*;

(b) “road authority” means any person or persons having jurisdiction and control over a highway.  
O. Reg. 505/72, s. 1.

2. Where any substance used on a highway by the Crown as represented by the Minister of Transportation and Communications or any road authority or any agent or employee of any of them for the purpose of keeping the highway safe for traffic under conditions of snow or ice or both is a contaminant, it is classified and is exempt from the provisions of the Act and the regulations. O. Reg. 505/72, s. 2.



## REGULATION 299

### under the Environmental Protection Act

#### CONTAINERS

#### 1.—(1) In this Regulation,

- (a) "carbonated soft drink" includes non-alcoholic beers and wines and unflavoured mineral waters;
- (b) "import flavour" means a flavour of carbonated soft drink which is sold by way of an import sale in Class 2 or Class 3 containers where no carbonated soft drink of that flavour is manufactured or sold in Class 1 containers in Ontario;
- (c) "import sale" means the sale of a carbonated soft drink which was produced and placed in its retail container in a country other than Canada or the United States of America;
- (d) "licensed sale" means the sale of a carbonated soft drink by way of an on-premises sale at premises licensed under the *Liquor Licence Act*;
- (e) "non-refillable container" means a container that is not a refillable container, but does not include,
  - (i) a container,
    - (A) that is used or intended to be used to contain a product in bulk,
    - (B) that is for use in connection with soft drink dispensing machines, and
    - (C) that is accepted for reuse as a container by a retail vendor, distributor, processor or manufacturer of carbonated soft drinks, or
  - (ii) a container that contains or is intended to contain other containers;
- (f) "on-premises sale" means the sale of a beverage intended for consumption on the premises on which it is sold;
- (g) "refillable container" means a container,
  - (i) that contains or is intended to contain a carbonated soft drink sold or intended for sale,

- (ii) that will be accepted for reuse as a container by a retail vendor, distributor, processor or manufacturer of carbonated soft drinks,
- (iii) for which a deposit is or will be charged at the time of sale of the carbonated soft drink at retail other than by way of an on-premises sale, and
- (iv) for which, as a used container, money will be paid or given by a retail vendor, distributor, processor or manufacturer of carbonated soft drinks,

but does not include a container that contains or is intended to contain other containers;

- (h) "sales from mobile industrial canteens" means sales of carbonated soft drinks in Class 2 containers made,
  - (i) from a commercial motor vehicle having no more than two axles, other than a bus,
  - (ii) at the same time as other ready-to-eat food is offered for sale from the vehicle,
  - (iii) at an industrial, commercial, construction or other similar site,
  - (iv) to persons who are employed at the site and not resident at the site unless they are engaged in construction at the site, and
  - (v) intended for consumption at the site;
- (i) "spring water" means mineral or spring water within the meaning of Section B12.001 of the Food and Drug Regulations made under the *Food and Drugs Act* (Canada). O. Reg. 687/76, s. 1; O. Reg. 146/77, s. 1; O. Reg. 157/78, s. 1.

(2) In this Regulation where a reference is made to a container with a capacity of 284 millilitres, the reference shall be deemed to include a reference to a container with a capacity of 280 millilitres. O. Reg. 397/80, s. 1.

2.—(1) Refillable containers are classified as Class 1 containers.



(2) Non-refillable containers that are cylindrical cans are classified as Class 2 containers.

(3) Non-refillable containers that are glass bottles are classified as Class 3 containers.

(4) Class 1 containers of a capacity established by subsection 13 (1) are also classified as Class 4 containers.

(5) Containers that contain or are intended to contain Class 1 containers are classified as Class 5 containers. O. Reg. 687/76, s. 2.

3. Subject to section 6 and subsections 14 (3) and (4), where a retail vendor is presented with an empty Class 1 container by any person, the retail vendor shall accept the empty Class 1 container from the person and shall pay to him an amount not less than,

- (a) ten cents for each Class 1 container that when sold at retail contains between 125 and 350 millilitres, both inclusive, of a carbonated soft drink;
- (b) twenty cents for each Class 1 container that, when sold at retail, contains more than 350 millilitres of a carbonated soft drink; and
- (c) notwithstanding clause (b), thirty cents for each Class 1 container that has a capacity of 1.5 litres. O. Reg. 687/76, s. 3; O. Reg. 146/77, s. 2.

4. Every Class 1 container manufactured on or after the 1st day of February, 1977 and intended to contain a carbonated soft drink for sale in Ontario shall be clearly marked "MONEY-BACK BOTTLE-BOUTEILLE CONSIGNÉE". O. Reg. 687/76, s. 4.

5.—(1) Upon the request of a retail vendor, a distributor, processor or manufacturer or a person acting on behalf of such distributor, processor or manufacturer shall collect from the retail vendor the empty Class 1 containers for carbonated soft drinks manufactured, processed, sold or distributed by such distributor, processor or manufacturer and reimburse the retail vendor in full for each payment made by the retail vendor under section 3.

(2) A processor or manufacturer shall reimburse a distributor in full for each payment made by the distributor under subsection (1) in respect of each container returned by the distributor to the processor or manufacturer. O. Reg. 687/76, s. 5.

6.—(1) No retail vendor shall be required to accept,

- (a) a Class 1 container that is not intact or is not in a reasonably clean condition;
- (b) more than forty-eight Class 1 containers from a person in a twenty-four hour period; and

(c) any Class 1 container that, when sold at retail, contained a brand or flavour of a carbonated soft drink not sold by the retail vendor in a Class 1 container having the same capacity for consumption off his premises during the six months immediately preceding the presentation of the container.

(2) Notwithstanding the provision of clause (1) (c) relating to capacity, where a retail vendor has sold a carbonated soft drink in a Class 1 container at any time during the six months immediately preceding the presentation of a container he shall accept the container,

- (a) if it has a 10 fluid ounce, 300 millilitre, 12 fluid ounce or 16 fluid ounce capacity and he has sold during such six-month period the carbonated soft drink in a Class 1 container having any such capacity; and
- (b) if it has a 26 fluid ounce, 750 millilitre, 28 fluid ounce, 30 fluid ounce or 32 fluid ounce capacity and he has sold during such six-month period the carbonated soft drink in a Class 1 container having any such capacity. O. Reg. 687/76, s. 6.

7. An amount paid under section 3 shall be in cash. O. Reg. 687/76, s. 7.

8.—(1) Every retail vendor of carbonated soft drinks in Class 1 containers for consumption off his premises shall clearly display on his retail premises a notice stating:

"Regulations of the Province of Ontario under the *Environmental Protection Act* provide that a cash refund of the full deposit will be paid for up to forty-eight intact and reasonably clean refillable containers in any twenty-four hour period of a brand and flavour of carbonated soft drink sold here in containers of the same size within the preceding six months."

(2) A retail vendor who is required to display the notice referred to in subsection (1) may, in addition, display the following notice:

"Les règlements établis par la Province de l'Ontario en vertu de la loi intitulée the *Environmental Protection Act* (Loi sur la protection de l'environnement) prévoient le remboursement intégral en espèces du montant déposé, pour un maximum de quarante-huit bouteilles consignées de boisson gazeuse vides, de la même contenance, rapportées au cours d'une période de vingt-quatre heures, intactes et suffisamment propres, d'une marque et d'une saveur vendues dans ce magasin au cours des derniers six mois." O. Reg. 687/76, s. 8.

9.—(1) In all advertising or labelling of a carbonated soft drink where prices are shown or announced, the price of the carbonated soft drink shall be clearly displayed or announced and the amount of any deposit for the container thereof shall be clearly and separately displayed or announced.

(2) Where the price of a carbonated soft drink in a Class 2 or Class 3 container is shown or announced in the advertising or labelling of a retail vendor, distributor, processor or manufacturer, such person shall show or announce in advertising or labelling the price for the carbonated soft drink in each capacity of Class 1 container in which the carbonated soft drink is sold, distributed, processed or manufactured by such person in the same size as the Class 2 or Class 3 container for which a price is shown or announced.

(3) Where advertising referred to in subsection (2) is directed at members of the public who are not on premises at which the carbonated soft drink is sold, all prices required to be shown or announced by subsection (2) shall be shown or announced in each advertisement.

(4) In subsection (2) "same size" means, in respect of a container, a container of the same capacity or of a capacity that is permitted by subsection 11 (3) to be stocked and offered for sale instead of a Class 1 container of a capacity of 284, 300 or 750 millilitres, as the case may be. O. Reg. 687/76, s. 9.

10. No person shall sell or offer for sale beer as defined in the *Liquor Licence Act* or a carbonated soft drink in a Class 2 container that has an opening device that is detachable in ordinary use. O. Reg. 687/76, s. 10 (1).

11.—(1) Subject to subsections (8) and (10), where a retail vendor stocks, displays or offers for sale a carbonated soft drink in a Class 2 or Class 3 container,

(a) he shall also stock and offer for sale the same flavour of carbonated soft drink in Class 1 containers of the same capacity; and

(b) he shall display the Class 1 containers in the same product display area as the other class of containers. O. Reg. 687/76, s. 11 (1); O. Reg. 146/77, s. 3 (1).

(2) Where a retail vendor displays a carbonated soft drink in a Class 3 container and is required by subsection (1) to stock, offer for sale and display a carbonated soft drink of the same flavour in Class 1 containers of the same capacity in the same product display area, the Class 1 containers so required to be displayed shall contain a carbonated soft drink of the same brand as that displayed in the Class 3 container.

(3) The display space used for each brand, flavour and capacity of carbonated soft drink required by subsection (2) to be displayed in Class 1 containers shall be not less than the display space used for that brand,

flavour and capacity of carbonated soft drink in Class 3 containers.

(4) The display space used for carbonated soft drinks required by subsection (1) to be displayed in Class 1 containers,

(a) with respect to carbonated soft drinks in Class 2 containers, shall be not less than that used for carbonated soft drinks in Class 2 containers; and

(b) with respect to carbonated soft drinks sold by way of import sales in Class 3 containers, shall be not less than that used for carbonated soft drinks sold by way of import sales in Class 3 containers.

(5) For purposes of subsections (3) and (4), and subject to subsections (6) and (7), display space used shall be determined by,

(a) the length of shelf, counter or floor space; and

(b) the area of shelf, counter or floor space,

used for the display and when the display space used for Class 1 containers is less than that used for the other class of containers by either measurement then the display space used for the Class 1 containers is deemed to be less than the display space used for the other class of containers.

(6) In determining the display space used for Class 1 containers no space occupied by a brand, flavour and capacity of carbonated soft drink shall be included unless some of the Class 1 containers of that brand, flavour and capacity of carbonated soft drink are conveniently accessible to the customers of the retail vendor without the customer having to move containers.

(7) In determining display space used where shelf, counter or floor space is occupied by more than one layer of containers, the area of the shelf, counter or floor space so occupied shall be multiplied by,

(a) in the case of Class 1 and Class 3 containers, the number of layers of such containers or Class 5 containers containing such containers; and

(b) in the case of Class 2 containers, two-thirds of the number of layers of such containers or Class 5 containers containing such containers. O. Reg. 157/78, s. 2 (1), *part*.

(8) Subsection (1) does not apply to the sale of carbonated soft drinks in Class 2 or Class 3 containers,

(a) from vending machines;

- (b) on aircraft;
  - (c) by sales from mobile industrial canteens;
  - (d) where the carbonated soft drink is an import flavour and the person who manufactures the carbonated soft drink or the person who imports it into Ontario has filed written notice with the Director of the Pollution Control Branch of the Ministry setting out the brand name under which the carbonated soft drink is sold in Ontario and the flavour of the carbonated soft drink;
  - (e) by a licensed sale;
  - (f) at premises where deliveries of carbonated soft drinks are received only by unscheduled boat, aircraft or snow train and which are located more than ten miles from the nearest road or railway; or
  - (g) where the carbonated soft drink is spring water of a particular brand and all spring water of that brand, whether sold in or out of Ontario, comes from a single underground source. O. Reg. 146/77, s. 3 (2); O. Reg. 157/78, s. 2 (2).
- (9) Subsection (2) does not apply to the sale in Class 3 containers of carbonated soft drinks by way of import sales. O. Reg. 157/78, s. 2 (1), *part*.
- (10) A retail vendor who stocks or offers for sale a carbonated soft drink in,
- (a) a Class 2 or Class 3 container having a capacity of 300 millilitres may stock and offer for sale the carbonated soft drink in a Class 1 container manufactured before the 1st day of April, 1978, having a capacity of 10, 12 or 16 fluid ounces, instead of a capacity of 300 millilitres;
  - (b) a Class 2 or Class 3 container having a capacity of 750 millilitres may stock and offer for sale the carbonated soft drink in a Class 1 container manufactured before the 1st day of April, 1978, having a capacity of 26, 28, 30 or 32 fluid ounces instead of a capacity of 750 millilitres; or
  - (c) a Class 2 container having a capacity of 284 millilitres may stock and offer for sale the carbonated soft drink in a Class 1 container having a capacity of 10 fluid ounces, 300 millilitres, 12 fluid ounces or 16 fluid ounces instead of a capacity of 284 millilitres. O. Reg. 687/76, s. 11 (3).

(11) A carbonated soft drink that is or has been contained in a Class 2 or Class 3 container shall not be stocked, displayed or offered for sale by a retail vendor except in accordance with the pro-

visions of sections 11 and 12. O. Reg. 157/78, s. 2 (1), *part*.

**12.—(1)** No person shall sell or offer for sale any carbonated soft drink that is or has been contained in a Class 3 container unless,

- (a) the Class 3 container has a capacity of 200 millilitres, 750 millilitres or 1.5 litres; or
- (b) where the carbonated soft drink is sold by way of import sale or is spring water sold under clause 11 (8) (g), the Class 3 container has a capacity of 300 millilitres. O. Reg. 157/78, s. 3 (1).

(2) No person shall make a licensed sale of a carbonated soft drink that was contained in a Class 2 container on the premises in which the sale was made. O. Reg. 146/77, s. 4, *part*.

(3) Subsection (2) does not apply to the sale of carbonated soft drinks in Class 2 containers,

- (a) from vending machines;
- (b) on aircraft;
- (c) at premises where deliveries of carbonated soft drinks are received only by unscheduled boat, aircraft, or snow train and which are located more than ten miles from the nearest road or railway; or
- (d) where the carbonated soft drink is an import flavour that is sold under clause 11 (8) (d). O. Reg. 146/77, s. 4, *part*; O. Reg. 157/78, s. 3 (2).

(4) Subsection (1) does not apply to prohibit the sale or offering for sale of a carbonated soft drink in a Class 3 container having a capacity of 739 millilitres where,

- (a) the container is filled with the carbonated soft drink before the 1st day of January, 1980;
- (b) the vendor of the carbonated soft drink complies with the provisions of,
  - (i) section 9 on the basis that where the price of the drink in a Class 3 container having a capacity of 739 millilitres is advertised or labelled, the price of the drink in a Class 1 container having a capacity of 750 millilitres is similarly advertised or labelled, and
  - (ii) section 11 on the basis that the drink in a Class 1 container having a capacity of 750 millilitres may be substituted in lieu of the drink in a Class 1 container having a capacity of 739 millilitres; and
- (c) the carbonated soft drink is not advertised in 739 millilitre containers in any advertising



directed at the public off the premises at which the carbonated soft drink is sold.  
O. Reg. 72/80, s. 1.

13.—(1) A Class 4 container shall have one of the following capacities:

1. 200 millilitres
2. 300 millilitres
3. 750 millilitres
4. 1.5 litres

O. Reg. 687/76, s. 13 (1); O. Reg. 146/77, s. 5 (1).

(2) No person shall sell or offer for sale a carbonated soft drink in a Class 1 container manufactured on or after the 1st day of April, 1978 unless the container is also a Class 4 container.

(3) No retail vendor who is not licensed under the *Liquor Licence Act* shall stock or sell a carbonated soft drink in a Class 4 container having a capacity of 200 millilitres. O. Reg. 687/76, s. 13 (2, 3).

(4) Subsection (2) does not apply until the 1st day of January, 1982, to prohibit the sale of a brand of carbonated soft drink that,

- (a) has not been manufactured in Class 2 or Class 3 containers after the 1st day of January, 1977;
- (b) is manufactured by a manufacturer who has not after the 1st day of January, 1977, manufactured any brand of carbonated soft drink in a Class 2 or Class 3 container; and
- (c) has been manufactured since before the 1st day of January, 1977. O. Reg. 146/77, s. 5 (2).

14.—(1) In this section the words "containers of a single capacity" include, where a container's capacity is marked thereon in fluid ounces, containers having a capacity marked thereon in millilitres provided the capacity so marked is not more than 10 millilitres more nor smaller than 10 millilitres less than the number of millilitres which is equivalent to the number of fluid ounces marked on the other containers of the single capacity.

(2) Notwithstanding subsection 13 (2), a person may offer for sale and sell carbonated soft drinks of a single brand in Class 1 containers of a single capacity greater than 16 fluid ounces not mentioned in subsection 13 (1), provided that,

- (a) the brand of soft drink,

(i) was offered for sale and sold in Ontario on or before the 1st day of August, 1976 in Class 1 containers of such capacity,

(ii) was not offered for sale or sold in Ontario after the 1st day of April, 1977 in Class 2 or Class 3 containers, and

(iii) was not offered for sale or sold in Ontario after the 1st day of April, 1977 in a Class 1 container of a different capacity greater than 16 fluid ounces;

(b) all carbonated soft drinks of the brand sold by the person in Class 1 containers are contained in Class 5 containers, and each Class 5 container at the time of sale of the carbonated soft drink is full and contains at least,

(i) twenty-four Class 1 containers of a capacity equal to or less than 16 fluid ounces, or

(ii) six Class 1 containers of a capacity greater than 16 fluid ounces; and

(c) a separate deposit is charged for each Class 5 container that is not less than 25 per cent of the amount which would be required to be paid in respect of the Class 1 containers contained therein when returned empty if section 3 were applicable thereto.

(3) Notwithstanding subsection 13 (2) and subsection (2) of this section, a person may offer for sale and resell by way of an on-premises sale a carbonated soft drink sold to the person in accordance with subsection (2).

(4) Notwithstanding section 3, a person who sells or offers for sale a carbonated soft drink under subsection (2) may charge a deposit and pay an amount in respect of empty Class 1 containers that is different from the amount required by section 3 to be paid for each empty Class 1 container provided,

(a) the total amount charged for a deposit in respect of a Class 5 container and the Class 1 containers contained therein is not less than 125 per cent of the amount that would be required to be paid on the return of the empty Class 1 containers; and

(b) the amount charged for a deposit in respect of each Class 1 container is not less than one-half of the amount that would be paid on the return of the empty container,

if section 3 were applicable to the return of such empty Class 1 containers.

(5) Notwithstanding section 6, a person who sells or offers for sale a carbonated soft drink under subsection (2), when presented with an empty Class 1 or Class 5 container that, when sold at retail contained the brand of carbonated soft drink sold by such person under subsection (2), shall,

- (a) accept such container provided it is intact and in a reasonably clean condition; and
- (b) pay to the person presenting such container an amount in cash not less than the full deposit charged in respect of such container under clause (2) (c) and subsection (4). O. Reg. 146/77, s. 6, *part*.

(6) Every retail vendor who sells or offers for sale carbonated soft drinks under subsection (2) shall clearly display on his retail premises a notice stating:

"Regulations of the Province of Ontario under the *Environmental Protection Act* provide that a cash refund of the full deposit will be paid for each intact and reasonably clean refillable container of the brand of carbonated soft drink sold here.",

instead of the notice referred to in subsection 8 (1). O. Reg. 146/77, s. 6, *part*; O. Reg. 811/77, s. 1.

(7) A retail vendor who is required to display the notice referred to in subsection 6 may, in addition, display the following notice:

"Les règlements relatifs à la Loi sur la protection de l'environnement stipulent que pour les boissons gazeuses vendues ici, chaque contenant consigné rendu intact et raisonnable-

ment propre de façon qu'il peut resserrer, doit être remboursé intégralement et en espèces." O. Reg. 146/77, s. 6, *part*.

15. Where a brand of carbonated soft drink is not distributed in Ontario in 1.5 litres containers except by retail vendors,

- (a) a retail vendor who offers to sell that brand of carbonated soft drink in Class 3 containers of any capacity from 600 millilitres to one litre where the container was filled with the carbonated soft drink prior to the 1st day of October, 1979, notwithstanding the provision of clause 11 (1) (a) relating to the stocking and offering for sale of carbonated soft drinks in Class 1 containers of the same capacity, is not required to stock or offer for sale that brand of carbonated soft drink in Class 1 containers of a corresponding capacity;
- (b) subsection 12 (1) does not apply to prevent the sale of that brand of carbonated soft drink in a Class 3 container of any capacity from 600 millilitres to one litre where the container was filled with the carbonated soft drink prior to the 1st day of October, 1979; and
- (c) subsection 13 (2) does not apply to prevent the sale of that brand of carbonated soft drink in a Class 1 container having a capacity of one litre where the container was filled with the carbonated soft drink prior to the 1st day of January, 1980. O. Reg. 524/79, s. 1; O. Reg. 600/79, s. 1; O. Reg. 765/79, s. 1.



## REGULATION 300

under the Environmental Protection Act

### CONTAINERS FOR CARBONATED SOFT DRINKS

1. Containers are classified as follows:

1. Class 1—containers,

- i. that are not class 2, 3, 4, 5 or 6 containers,
- ii. that are sealed or intended to be sealed, and
- iii. in which carbonated soft drinks under pressure are sold or are intended to be sold.

Class 2—containers,

- i. that contain or are intended to contain a product or products sold or intended for sale,
- ii. that will be accepted for re-use as containers by retail vendors, distributors, processors or the manufacturer or manufacturers of the product or products,
- iii. for which a deposit is or will be charged at the time of sale of the product or products at retail, and
- iv. for which, as used containers, money or money's worth will be paid or given by retail vendors, distributors, processors or the manufacturer or manufacturers of the product or products.

3. Class 3—containers that are cylindrical cans that each have,

- i. a body and at least one end made of steel, and
- ii. a label or marking indicating that a can contains a stated amount that is not less than 280 millilitres and not more than 300 millilitres.

4. Class 4—containers that are glass bottles that each have a label or marking indicating that the bottle contains a stated amount that is not more than 1.5 litres.

5. Class 5—containers,

- i. that are used or intended for use to contain a product in bulk,
- ii. that are for use in connection with soft drink dispensing machines, and
- iii. that are accepted for re-use as containers by retail vendors, distributors, processors or the manufacturer or manufacturers of the product.

6. Class 6—containers that contain or are intended to contain containers. O. Reg. 998/75, s. 1; O. Reg. 810/77, s. 1; O. Reg. 398/80, s. 1.

2. No person shall use or sell for use in Ontario a Class 1 container. O. Reg. 998/75, s. 2.



## REGULATION 301

### under the Environmental Protection Act

#### COPPER CLIFF SMELTER COMPLEX

1. This Regulation applies to Inco Limited and to emissions of sulphur dioxide from the Copper Cliff Smelter Complex of Inco Limited in The Regional Municipality of Sudbury. O. Reg. 712/80, s. 1.

2. In this Regulation,

(a) "ton" means a short ton;

(b) "working day" means any day on which a process unit of the Copper Cliff Smelter Complex receives sulphur-bearing process feed material and emits any sulphur dioxide to the atmosphere. O. Reg. 712/80, s. 2.

3.—(1) Emissions during each of the four periods, each beginning on the 2nd day of September, 1980 and respectively ending at the end of the third and fourth calendar quarters of 1980, and the first and second calendar quarters of 1981, shall not exceed, in the average, 2,500 tons per working day.

(2) Emissions during each twelve-month period respectively ending at the end of the third and fourth calendar quarters of 1981, each calendar quarter of 1982 and the first three calendar quarters of 1983, shall

not exceed, in the average, 2,500 tons per working day.

(3) Emissions during each twelve-month period ending at the end of the fourth calendar quarter of 1983 and each calendar quarter thereafter shall not exceed, in the average, 1,950 tons per working day.

(4) For purposes of subsections (1), (2) and (3), the amount of sulphur dioxide emitted on any working day for which an accurate record is kept shall be the amount so recorded and for which an accurate record is not kept shall be deemed to be the greater of,

(a) the number of tons that can be established to have been emitted; or

(b) 2,500 tons for a working day up to the 31st day of December, 1982 and 1,950 tons for a working day after the 31st day of December, 1982.

(5) Where, in the average, emissions exceed 2,500 tons per working day with respect to any period referred to in subsection (1), there shall be deemed to be no contravention of subsection (1) in respect of that period if, in the average, emissions per working day for a period of twelve months ending at the end of that period do not exceed 2,500 tons. O. Reg. 712/80, s. 3.



## REGULATION 302

### under the Environmental Protection Act

#### CROWN WASTE DISPOSAL SITES

#### 1. In this Regulation,

(a) "Crown waste disposal site" means,

(i) any waste disposal site for the treatment or disposal of waste in the Town of Haldimand in The Regional Municipality of Haldimand-Norfolk on any part of lots 10 to 21, Concession 4 or lots 10 to 21, Concession 5 in the former Township of South Cayuga, and

(ii) any waste disposal site established on land owned or occupied by Her Majesty the Queen in right of Ontario or any agent thereof for purposes of collecting waste for trans-shipment to a waste disposal site at a location referred to in subclause (i);

(b) "sewage" means,

(i) liquid waste, including liquid industrial waste, received at a South Cayuga Sewage Works by sewer, motor vehicle or other means for treatment or disposal, and

(ii) waste contaminated by liquid waste that is received at a South Cayuga Sewage Works by sewer, motor vehicle or other means for treatment or disposal; and

(c) "South Cayuga Sewage Works" means any works from time to time established in the Town of Haldimand in The Regional Municipality of Haldimand-Norfolk on any part of lots 10 to 21, Concession 4 or lots 10 to 21, Concession 5 in the former Township of South Cayuga for purposes of receiving and treating or disposing of liquid waste and waste contaminated by liquid waste. O. Reg. 1121/80, s. 1.

2. Crown waste disposal sites are classified as a class of waste disposal sites and are exempt from section 30 of the Act. O. Reg. 1121/80, s. 2.

3. Every person who is the Director in respect of section 30 of the Act is classified as a class of persons and is exempt from the requirement to hold a hearing under subsection 30 (1) of the Act. O. Reg. 1121/80, s. 3.

4. Sewage is designated as a waste and is exempt from Part V of the Act. O. Reg. 1121/80, s. 4.





## REGULATION 303

under the Environmental Protection Act

### DEEP WELL DISPOSAL

#### INTERPRETATION

**1.** In this Regulation,

- (a) "barrel" means 35 standard Canadian gallons as defined by the *Weights and Measures Act* (Canada);
- (b) "deep well disposal" means the discharge of liquid waste into a geological formation by means of a well;
- (c) "Detroit River Group" means the geological formations generally known as the Detroit River Group of formations of Devonian age;
- (d) "liquid industrial waste" means liquid waste that results from industrial processes or manufacturing or commercial operations;
- (e) "lost circulation zone" means a zone within a geological formation generally known by this name and into which wastes can be discharged without positive injection pressure at the surface;
- (f) "oil field brine" means brine produced in association with oil and gas drilling and production operations that are controlled under the *Petroleum Resources Act*;
- (g) "surface facilities" means storage or treatment facilities provided at the disposal site for liquid waste before discharge into the subsurface and includes piping, pumps, valves, tankage, instrumentation and other equipment. O. Reg. 152/73, s. 1.

#### DESIGNATION AND EXEMPTION OF WASTES

**2.** The following is designated a waste:

Oil field brine. O. Reg. 152/73, s. 2.

**3.** The following waste is exempted from the Act and this Regulation:

Oil field brine. O. Reg. 152/73, s. 3.

#### CLASSIFICATION OF WASTE DISPOSAL SITE

**4.** The following is classified as a waste disposal site:

Deep well disposal site. O. Reg. 152/73, s. 4.

#### STANDARDS FOR DEEP WELL DISPOSAL SITES

**5.** The following are prescribed as standards for the location, maintenance and operation of a deep well disposal site:

- 1. Access roads and on-site roads shall be provided so that vehicles hauling liquid industrial wastes to and on the site, or vehicles necessary for the proper operation and maintenance of surface facilities provided at the site, may travel readily on any day under all normal weather conditions.
- 2. Such surface facilities shall be provided at the site as in the opinion of the Director are necessary for its proper operation.
- 3. Where liquid industrial waste is hauled by tank truck or other container to the site, access to the site shall be limited to such time as an attendant is on duty.
- 4. The site shall be enclosed to prevent entry by unauthorized persons and access to the property shall be by roadway closed by a gate capable of being locked.
- 5. Procedures shall be established, signs posted and safeguards maintained for the prevention of accidents or spills at the site.
- 6. All wells to be used for deep well disposal shall conform to the requirements of the *Petroleum Resources Act* and Regulation 752 of Revised Regulations of Ontario, 1980.
- 7. Provision shall be made to contain spills resulting from the operations within the site and effectively prevent the egress of contaminants from the site.
- 8. A monitoring program shall be required at the site for the protection of well water supplies.
- 9. Where conditions or findings obtained from the monitoring program referred to in paragraph 8 indicate that further investigation is necessary, observation wells shall be drilled into the receiving formation or into overlying fresh water horizons, and a further monitoring program established on the basis of information available from these new wells.

10. Records for each month of operation shall be maintained by the operator of the site showing,
- i. the source, volume in barrels and chemical composition of all wastes received at the site,
  - ii. the treatment provided,
  - iii. the volume in barrels of wastes discharged into the well,
  - iv. the minimum and maximum injection pressure and annulus pressure and the average and maximum rate of discharge, and
  - v. the results of monitoring programs.

11. On or before the 15th day of each month, the operator of the site shall report to the Director the information contained in the records referred to in paragraph 10 in respect of the preceding month's operations.
12. On or before the 15th day of February in each year, the operator of the site shall report to the Director a summary of all the information contained in the records referred to in paragraph 10 in respect of the preceding year's operations. O. Reg. 152/73, s. 5.

FEES

6. The following are prescribed as the rates of the fees for the disposal of wastes in a well that is a waste disposal site that shall be paid into The Waste Well Disposal Security Fund:

1. For the cumulative total of brine disposed of in the well,
- |   |                 |
|---|-----------------|
| up to and including 25 million barrels. . . . . | 1/4¢ per barrel |
|---|-----------------|

- |  |                   |
|--|-------------------|
| more than 25 million barrels and up to and including 50 million barrels. . . . .   | 1/8¢ per barrel   |
| more than 50 million barrels and up to and including 100 million barrels. . . . .  | 1/20¢ per barrel  |
| more than 100 million barrels and up to and including 200 million barrels. . . . . | 1/50¢ per barrel  |
| more than 200 million barrels. . . . .   | 1/100¢ per barrel |

2. For the cumulative total of all waste other than brine disposed of in the well,

- |  |                |
|--|----------------|
| up to and including 100 thousand barrels. . . . .                                    | 20¢ per barrel |
| more than 100 thousand barrels and up to and including 500 thousand barrels. . . . . | 10¢ per barrel |
| more than 500 thousand barrels. . . . .  | 5¢ per barrel  |

O. Reg. 231/74, s. 1.

LOCATION OF SITES

7.—(1) Subject to subsection (2), no deep well disposal site shall be located so as to allow any liquid industrial waste to be discharged into the Detroit River Group.

(2) A deep well disposal site may be located so as to allow brine to be discharged into a lost circulation zone in the Detroit River Group, except into the lost circulation zone in the Detroit River Group within five miles of the St. Clair River. O. Reg. 232/74, s. 1.

## REGULATION 304

### under the Environmental Protection Act

#### DESIGNATION OF WASTE

1. In this Regulation, "site" means the site known as the Toronto Harbour Commissioners Constructed Dredged Storage Enclosure located on the south side of the Leslie Street spit in the City of Toronto. O. Reg. 849/80, s. 1.

2. The contaminated sediments located in the Keating Channel and in the lower Don River in the City of Toronto are designated as a waste for the purposes of clause 24 (d) of the Act. O. Reg. 849/80, s. 2.

3. The waste designated by section 2 is exempt from the provisions of section 30 of the Act so long as it is located at the locations referred to in section 2 or is being removed and transported to or stored at the site. O. Reg. 849/80, s. 3.

4. The exemption provided by section 3 is subject to the condition that the waste is not removed, transported to or stored at the site except pursuant to a certificate of approval or provisional certificate of approval issued under Part V of the Act for the use, operation, establishment, alteration or enlargement of the site that prohibits the disposal of waste at the site after,

- (a) the 31st day of May, 1981, unless an environmental assessment has been submitted under the first condition of an exemption order made under section 29 of the *Environmental Assessment Act* and being Ontario Regulation 780/80; and
- (b) the 31st day of March, 1982, except in accordance with an approval issued under the *Environmental Assessment Act*. O. Reg. 849/80, s. 4.





## REGULATION 305

under the Environmental Protection Act

### DISCHARGE OF SEWAGE FROM PLEASURE BOATS

#### 1. In this Regulation,

- (a) "pleasure boat" means a boat used primarily for the carriage of a person or persons for pleasure, whether on charter or not, and whether for compensation or not, and includes a boat used on water for living purposes;
- (b) "sewage" means organic and inorganic waste, and includes fuel, lubricants, litter, paper, plastics, glass, metal, containers, bottles, crockery, rags, junk or similar refuse or garbage, and human excrement, but does not include,
  - (i) liquid wastes, free of solids, from water used in a pleasure boat for household purposes, or
  - (ii) exhaust wastes, cooling water and bilge water from a pleasure boat;
- (c) "storage equipment" means equipment of a design and construction suitable for the storage or the incineration and storage of human excrement in a pleasure boat including such equipment that is an integral part of a toilet;
- (d) "toilet", in relation to a pleasure boat, means equipment designed or used for defecation or urination by humans. R.R.O. 1970, Reg. 644, s. 1; O. Reg. 419/74, s. 1.

2. No person shall discharge or deposit, or cause or permit to be discharged or deposited, into any water, sewage from a pleasure boat. R.R.O. 1970, Reg. 644, s. 2.

3. The owner and the operator of every pleasure boat in which a toilet is installed shall ensure that, while the boat is on water,

- (a) the boat is equipped with storage equipment; and
- (b) such toilet and storage equipment are installed so as to be non-portable. R.R.O. 1970, Reg. 644, s. 3; O. Reg. 419/74, s. 2.

4. The owner of a pleasure boat in which a toilet or toilets and storage equipment are installed shall ensure that each toilet and the storage equipment are installed so that,

- (a) the toilet and equipment are connected in such a manner that the equipment receives all toilet waste from the toilet;
- (b) equipment designed for the storage of human excrement is provided with a deck fitting and such connecting piping as is necessary for the removal of toilet waste by shore-based pumping equipment;
- (c) no means of removal of toilet waste is provided other than the means mentioned in clause (b);
- (d) equipment designed for the incineration and storage of human excrement is supplied with such electrical current or other source of heat as is necessary to reduce to ash all excrement deposited therein; and
- (e) all parts of the system for removal of toilet waste are congruent with one another and the boat. R.R.O. 1970, Reg. 644, s. 5; O. Reg. 419/74, s. 4.



## REGULATION 306

under the Environmental Protection Act

### DISPOSABLE CONTAINERS FOR MILK

1. In this Regulation, "disposable container" means a container,

- (a) that is used to contain a product or products sold or intended for sale and that will not be accepted for reuse as a container and refilled with the same product or products by a manufacturer, processor, distributor or retail vendor of the product or products; or
- (b) for which no deposit is or will be charged at the time of sale of the product or products at retail and for which, as a used container, no money or money's worth will be paid or given by a manufacturer, processor, distributor or retail vendor of the product or products sold or intended for sale in the container. O. Reg. 368/72, s. 1.

2. Disposable containers, other than,

- (a) plastic film pouches;
- (b) coated paper containers; and
- (c) any disposable container having a capacity of less than one pint,

in which fluid milk products are or are intended to be sold are classified as disposable containers for milk. O. Reg. 368/72, s. 2.

3. No person shall use a disposable container for milk as a container for a fluid milk product that is or is intended to be sold for consumption off the premises of the retail vendor of the fluid milk product. O. Reg. 368/72, s. 3.



## REGULATION 307

under the Environmental Protection Act

### DISPOSABLE PAPER CONTAINERS FOR MILK

1. In this Regulation, "disposable container" means a container,

- (a) that is used to contain a product or products sold or intended for sale and will not be accepted for reuse as a container and refilled with the same product or products by a manufacturer, processor, distributor or retail vendor of the product or products; or
- (b) for which no deposit is or will be charged at the time of sale of the product or products at retail and for which, as a used container, no money or money's worth will be paid or given by a manufacturer, processor,

distributor or retail vendor of the product or products sold or intended for sale in the container. O. Reg. 533/72, s. 1.

2. Notwithstanding section 2 of Regulation 306 of Revised Regulations of Ontario, 1980, disposable containers,

- (a) that are plastic coated paper containers of more than two quarts capacity; and
- (b) in which fluid milk products are or are intended to be sold,

are classified as disposable paper containers for milk. O. Reg. 533/72, s. 2.

3. No person shall use a disposable paper container for milk. O. Reg. 533/72, s. 3.





## REGULATION 308

under the Environmental Protection Act

### GENERAL—AIR POLLUTION

#### INTERPRETATION

#### 1. In this Regulation,

- (a) "air pollution episode" means an occasion when air contamination is at such a level and for such a period of time that the air contamination may become the cause of increased human sickness and mortality;
- (b) "air pollution index" means a series of numbers expressing the relative levels of air pollution and taking into consideration one or more air contaminants;
- (c) "equipment" includes apparatus, device, mechanism or structure;
- (d) "fuel burning equipment" includes equipment designed to burn fuel but does not include an internal combustion engine;
- (e) "highway" means highway as defined in subsection 1 (1) of the *Highway Traffic Act*;
- (f) "incinerator" includes equipment used for the burning of waste;
- (g) "opacity" means,
  - (i) the color of a visible emission in shades of grey to black, or
  - (ii) the degree to which a visible emission obstructs the passage of light;
- (h) "point of emission" means the point at which a contaminant enters the natural environment;
- (i) "visible emission" means any contaminant which can be detected by the naked eye. R.R.O. 1970, Reg. 15, s. 1; O. Reg. 873/74, s. 1.

#### APPLICATION

2. The Act and this Regulation apply to all areas within Ontario. R.R.O. 1970, Reg. 15, s. 2.

#### EXEMPTIONS

3. The following sources of contaminant are classes for which the approval of the Director as to the

plans and specifications is not required under section 8 of the Act:

- 1. Fuel burning equipment used for the purpose of comfort heating in a building using natural gas or No. 2 oil at a rate of less than 1.5 million British Thermal Units per hour.
- 2. Equipment for the preparation of food in a domestic residence.
- 3. Fuel burning equipment used solely for the purpose of comfort heating in a dwelling used for the housing of not more than three families.
- 4. Equipment for construction or maintenance of a highway while the equipment is being used on the highway. O. Reg. 873/74, s. 2.

#### AIR POLLUTION INDEX

4.—(1) The Ministry may prepare an index to be known as the "Air Pollution Index" for any area in Ontario, from time to time.

(2) Where the air pollution index for an area indicates increasing air pollution that may lead to an air pollution episode, the Minister, in consultation with the Minister of Health, may order curtailment of the operation of sources of air pollution in the manner described in subsections (3) and (4).

(3) Where the air pollution index reaches the number 32, designated as Air Advisory Level, and meteorological forecasts indicate a six hour prolongation of atmospheric conditions conducive to sustained or increased air pollution levels, the Minister may require owners or operators of sources of air pollution to make preparation for the curtailment of such operations as are specified by the Minister.

(4) Where the air pollution index reaches the number 50, designated as First Air Pollution Alert, and meteorological forecasts indicate a six hour prolongation of atmospheric conditions conducive to sustained or increased air pollution levels, the Minister may require owners or operators of sources of air pollution to curtail such operations as are specified by the Minister. R.R.O. 1970, Reg. 15, s. 4.

#### CONTROL OF AIR CONTAMINANTS

5.—(1) The maximum concentration of a contaminant set out in Column 1 of Schedule 1 at a

point of impingement from a source of contaminant, other than a motor vehicle, shall not be greater than the concentration set out opposite thereto in Column 3 of Schedule 1, expressed in the unit of concentration set out opposite thereto in Column 2 of Schedule 1.

(2) The concentration of a contaminant at a point of impingement may be calculated in accordance with the Appendix.

(3) No person shall cause or permit the concentration of a contaminant at a point of impingement to exceed the standard prescribed in Schedule 1. O. Reg. 873/74, s. 3, *part*.

6. No person shall cause or permit to be caused the emission of any air contaminant to such extent or degree as may,

- (a) cause discomfort to persons;
- (b) cause loss of enjoyment of normal use of property;
- (c) interfere with normal conduct of business; or
- (d) cause damage to property. R.R.O. 1970, Reg. 15, s. 6.

7.—(1) The Ministry shall prepare a chart to be known as the "Visible Emission Chart of the Province of Ontario".

(2) The Visible Emission Chart of the Province of Ontario shall consist of two one-inch squares on a white background such that,

- (a) the area within the square designated as number 1 shall have black dots or lines evenly spaced such that approximately twenty per cent of the area is black;
- (b) the area within the square designated as number 2 shall have black dots or lines evenly spaced such that approximately forty per cent of the area is black.

(3) For the purpose of enforcing the Act and this Regulation no person other than a provincial officer who has been trained by the Ministry in the identification of opacity shall determine the opacity of a visible emission. O. Reg. 873/74, s. 3, *part*.

8.—(1) Subject to subsection (2), no person shall cause or permit to be caused a visible emission,

- (a) having shades of grey darker than number 1 on the Visible Emission Chart of the Province of Ontario at the point of emission; or

- (b) that obstructs the passage of light to a degree greater than twenty per cent at the point of emission.

(2) A visible emission from a source of combustion employing solid fuel may,

- (a) be in shades of grey darker than number 1, but not darker than number 2 on the Visible Emission Chart of the Province of Ontario at the point of emission; or
- (b) obstruct the passage of light to a degree greater than 20 per cent but no greater than 40 per cent at the point of emission,

for a period of not more than four minutes in the aggregate in any thirty-minute period. O. Reg. 873/74, s. 3, *part*.

9. Where at any stationary source of air pollution a failure to operate in the normal manner or a change in operating conditions occurs, or a shut-down of the source or part thereof is made for some purpose, resulting in the emission of air contaminants that may result in quantities or concentrations in excess of those allowed in sections 5, 6 and 8,

- (a) the owner or operator of the source of air pollution shall,

- (i) immediately notify a provincial officer and furnish him with particulars of such failure, change or shut-down, and

- (ii) furnish the provincial officer with the particulars in writing, as soon as is practicable, of such failure, change or shut-down; and

- (b) the provincial officer, where he considers it advisable, may authorize, in writing, the continuance of such operation for such period of time as he considers reasonable in the circumstances and may impose upon the owner or operator such terms and conditions for such continued operation as he considers necessary in the circumstances. R.R.O. 1970, Reg. 15, s. 9.

10.—(1) No person shall burn or permit to be burned in any fuel burning equipment or incinerator any fuel or waste except the fuel or waste for the burning of which the equipment or incinerator was designed.

(2) No person shall burn or permit to be burned in any fuel burning equipment or incinerator any fuel or waste at a greater rate than that rate for which the equipment or incinerator was designed. R.R.O. 1970, Reg. 15, s. 10.

11. Except for heat, sound, vibration or radiation, no person shall,

- (a) construct, alter, demolish, drill, blast, crush or screen anything or cause or permit the construction, alteration, demolition, drilling, blasting, crushing or screening of anything so that a contaminant is carried beyond the limits of the property on which the construction, alteration, demolition, drilling, blasting, crushing or screening is being carried out; or

- (b) sandblast or permit the sandblasting of anything so that a contaminant is emitted into the air,

to an extent or degree greater than that which would result if every step necessary to control the emission of the contaminant were implemented. O. Reg. 873/74, s. 4.

12.—(1) No person shall operate or permit the operation of,

- (a) an apartment incinerator, domestic incinerator, multiple chamber incinerator or starved air incinerator burning domestic waste;

- (b) a multiple chamber incinerator or a starved air incinerator burning solid industrial waste;

- (c) an incinerator burning liquid industrial waste, industrial slurries or sludges, sewage sludges or slurries, gaseous waste, organic vapour or fume; or

- (d) a municipal incinerator burning solid waste or sludges,

that causes or is likely to cause a concentration in the combustion gases emitted into the natural environment, of organic matter having a carbon content, expressed as equivalent methane, being an average of ten measurements taken at approximately one minute intervals, greater than 100 parts per million by volume, measured on an undiluted basis.

(2) Subsection (1) does not apply to prohibit the operation of a catalytic incinerator. O. Reg. 834/80, s. 1.

13. No person shall store, handle or transport any solid, liquid or gaseous material or substance in such manner that an air contaminant is released to the atmosphere. R.R.O. 1970, Reg. 15. s. 12.

### Appendix

1. In this Appendix, wherever the height of a building or structure is referred to, there shall not be included in calculating such height the height of any flagpole, aerial or stack designed for venting emissions.

2. The concentration of a contaminant at a point of impingement shall be calculated as follows:

(a) where the point of impingement is located on the building or structure or is within five metres horizontally of the building or structure on which the point of emission is located, and,

(i) the height above grade at the point of emission is less than twice the height of the highest part of the building or structure on which the point of emission is located where the highest part of the building or structure is at a height of not more than twenty metres above grade,

(see figures 1 and 2)

(ii) the height of the highest part of the building or structure on which the point of emission is located is greater than twenty metres above grade and the point of emission is less than twenty metres above the highest part of the building or structure on which it is located, or

(see figure 3)

(iii) there is a building or structure upwind from the point of emission such that,

a. the height above grade of the building or structure is greater than the height above grade at the point of emission, and

b. the building or structure is a horizontal distance of 100 metres or less from the point of emission,

(see figures 4 and 5)

the following formula shall be applied:

(see notes 1 and 2)

$$K = \frac{0.6 \times 10^6 \times Q}{L^2}$$

Where: K is the half hour average concentration at the point of impingement in micrograms per cubic metre,

Q is the rate of emission in grams per second of the contaminant,

L is,

(i) where the point of impingement is at the same height or higher above grade than the point of emission, the straight line distance in metres between the point of emission and the point of impingement, or

(ii) where the point of impingement is lower in height above grade than the point of emission, the product of 1.57 and the straight line distance in metres between the point of emission and the point of impingement.

NOTES: 1. Where a building or structure adjacent to the building or structure on which the point of emission is located is within five metres of that building or structure, it shall be treated as being part of the building or structure on which the point of emission is located.

2. Where K yields a value greater than the concentration of the contaminant at the point of emission, the concentration of the contaminant at the point of emission shall be deemed to be the value of K.

(b) where the point of impingement is a horizontal distance of five metres or more from the building or structure on which the point of emission is located and,



- (i) the height above grade at the point of emission is less than twice the height of the highest part of the building or structure on which the point of emission is located where the highest part of the building or structure is at a height of not more than twenty metres above grade,  
(see figures 6 and 7)
- (ii) the height of the highest part of the building or structure on which the point of emission is located is greater than twenty metres above grade and the point of emission is less than twenty metres above the highest part of the building or structure on which it is located, or  
(see figure 8)
- (iii) there is a building or structure upwind from the point of emission such that,
  - 1. the height above grade of the building or structure is greater than the height above grade at the point of emission, and
  - 2. the building or structure is a horizontal distance of 100 metres or less from the point of emission,  
(see figures 9 and 10)

the following formula shall be applied:  
(see notes 1 and 3)

$$K = \frac{10^6 \times Q \times F}{31.4 \times \sigma_y \times \sigma_z} \times \exp \left[ -\frac{1}{2} \left( \frac{Y}{\sigma_y} \right)^2 \right] \times \left\{ \exp \left[ -\frac{1}{2} \left( \frac{Z - H}{\sigma_z} \right)^2 \right] + \exp \left[ -\frac{1}{2} \left( \frac{Z + H}{\sigma_z} \right)^2 \right] \right\}$$

Where: K is the half hour average concentration of the contaminant at the point of impingement in micrograms per cubic metre

Q is the rate of emission in grams per second of the contaminant  
(see note 2)

exp is the exponential function where e = 2.7183

Y is the perpendicular distance in metres between the point of impingement and a vertical plane parallel to the chosen direction of the wind through the wind-oriented centre of the building or structure on which the point of emission is located  
(see figures 11 and 12)  
(see notes 4 and 5)

Z is the difference in height, in metres, between the point of impingement and the ground level at or beneath the point of impingement

H is a function of the height, in metres, above grade of the building or structure on which the point of emission is located

F is a factor related to the atmospheric stability of the air

$\sigma_y$  is a function which defines the amount of dispersion of the contaminant in a horizontal direction at the point of impingement

$\sigma_z$  is a function which defines the amount of dispersion of the contaminant in a vertical direction at the point of impingement

Determination of K 1. Two values for K shall be determined using the formula in clause (b).

2. The maximum value obtained for K shall be applied in this Regulation.

Value number 1 for K is determined as follows:

H is 0.67 times the height, in metres, above grade of the building or structure on which the point of emission is located

F is 0.6

$\delta_y$  is determined as follows:

$\delta'_y = \frac{A}{4.3}$  where A is the greatest width, in metres, presented to the wind by the building or structure on which the point of emission is located, measured horizontally and perpendicularly to the direction of the wind  
(see figure 13)

where  $\delta'_y$  is equal to or less than 243.45

$$1.08172$$

calculate  $X'_y = 6.554 \delta'_y$

where  $\delta'_y$  is greater than 243.45

$$1.14616$$

calculate  $X'_y = 4.524 \delta'_y$

and calculate

$X_y = G + X'_y$  where G is the horizontal distance, in metres, between the wind-oriented centre of the building or structure on which the point of emission is located and the line where vertical planes, one through the wind-oriented centre of the building or structure on which the point of emission is located and parallel to the chosen direction of the wind, and the other through the point of impingement, meet at right angles.  
(see figure 14)  
(see note 6)

where the value of  $X_y$  is equal to or less than 2500

$$0.92445$$

calculate  $\delta_y = 0.176 X_y$

where the value of  $X_y$  is greater than 2500

$$0.87248$$

calculate  $\delta_y = 0.268 X_y$

$\delta_z$  is determined as follows:

$\delta'_z = \frac{B}{2.15}$  where B is the height above ground in metres of the highest part of the building or structure on which the point of emission is located.

where  $\delta'_z$  is equal to or less than 141.41

$$1.08783$$

calculate  $X'_z = 12.027 \delta'_z$

where  $\delta'_z$  is greater than 141.41

$$1.10419$$

calculate  $X'_z = 10.418 \delta'_z$

and calculate  $X_z = G + X'_z$  where G has the same value for G as used in the equation

$X_y = G + X'_y$

Where the value of  $X_z$  is equal to or less than 2500

$$0.91926$$

calculate  $\delta_z = 0.106 X_z$

where  $X_z$  is greater than 2500

$$0.90564$$

calculate  $\delta_z = 0.120 X_z$

Value number 2 for K is determined as follows:

Where: H is 0.67 times the height in metres above grade of the building or structure on which the point of emission is located

F is 0.8

$\delta_y$  is determined as follows:

$\delta_y = \frac{A}{4.3}$  where  $\delta_y$  has the same value as  $\delta_y$  determined for value number 1 for K

where  $\delta_y$  is equal to or less than 49.01

1.07455

calculate  $X'_Y = 10.686 \delta'_y$

where  $\delta_y$  is greater than 49.01 and less than 409.32

1.08889

calculate  $X'_Y = 10.020 \delta'_y$

where  $\delta_y$  is equal to or greater than 409.32

1.15556

calculate  $X'_Y = 6.760 \delta'_y$

and calculate

$X_Y = G + X'_Y$  where G has the same value for G determined for value number 1 for K

where the value of  $X_Y$  is equal to or less than 700

0.93062

calculate  $\delta_y = 0.110 X_Y$

where  $X_Y$  is greater than 700 and less than 7000

0.91837

calculate  $\delta_y = 0.120 X_Y$

where  $X_Y$  is equal to or greater than 7000

0.86538

calculate  $\delta_y = 0.191 X_Y$

$\delta_z$  is determined as follows.

$\delta_z = \frac{B}{2.15}$  where B is the vertical height above grade of the highest part of the building or structure on which the point of emission is located.

where  $\delta_z$  is equal to or less than 24.64

1.16918

calculate  $X'_Z = 16.524 \delta'_z$

where  $\delta_z$  is greater than 24.64 and less than 110.75

1.53965

calculate  $X'_Z = 4.984 \delta'_z$

where  $\delta_z$  is equal to or greater than 110.75

1.85677

calculate  $X'_Z = 1.090 \delta'_z$

and calculate

$X_Z = G + X'_Z$  where  $G$  has the same value for  $G$  determined for value number 1 for  $K$

where  $X_Z$  is equal to or less than 700

$$0.8553$$

calculate  $\phi_Z = 0.091 X_Z$

where  $X_Z$  is greater than 700 and less than 7000

$$0.6495$$

calculate  $\phi_Z = 0.352 X_Z$

where  $X_Z$  is equal to or greater than 7000

$$0.53857$$

calculate  $\phi_Z = 0.955 X_Z$

- NOTES:
1. Where a building or structure adjacent to the building or structure on which the point of emission is located is within five metres of that building or structure, it shall be treated as being part of the building or structure on which the point of emission is located.
  2. Where a situation exists as described in subclauses i, ii and iii of clause *b* all points of emission of a contaminant shall be considered as if the total emission comes from the building such that the building itself is a point of emission.
  3. Where  $K$  yields a value greater than the concentration of the contaminant at the point of emission, the concentration of the contaminant at the point of emission shall be deemed to be the value of  $K$ .
  4. The wind-oriented centre of a building or structure is obtained by circumscribing the plan view of the building or structure with the smallest possible rectangle, two sides of which are parallel to the chosen wind direction, and the intersection of the diagonals of this rectangle is the wind-oriented centre. (see figure 11)
  5. Where an emission or emissions is from only one building or structure, the wind direction shall be that direction that is parallel to a line joining the wind-oriented centre of the building or structure and the point of impingement and the value of the exponential expression involving  $Y$  is one. (In such a situation the value of  $Y$  becomes zero)
  6. Where emissions from only one building or structure are being evaluated the wind direction shall be so chosen that the value of  $G$  is the horizontal distance in metres between the point of impingement and a vertical line through the wind-oriented centre of the building or structure on which the point of emission is located. (see figure 15)

(c) where the point of emission is not affected by any of the conditions described in subclauses i, ii or iii of clause *a* or subclauses i, ii or iii of clause *b*, the following formula shall be applied:  
(see figures 16, 17, 18 and 19)

$$K = \frac{10^6 \times Q \times F}{6.28 \times \phi_Y \times \phi_Z \times U} \times \exp \left[ -\frac{1}{2} \left( \frac{Y}{\phi_Y} \right)^2 \right] \times \left\{ \exp \left[ -\frac{1}{2} \left( \frac{Z-H}{\phi_Z} \right)^2 \right] + \exp \left[ -\frac{1}{2} \left( \frac{Z+H}{\phi_Z} \right)^2 \right] \right\}$$

Where:  $K$  is the half hour average concentration of the contaminant at the point of impingement in micrograms per cubic metre

Q is the rate of emission in grams per second of the contaminant

U is the wind speed in metres per second

exp is the exponential function where  $e = 2.7183$

Y is the straight line distance in metres between the point of impingement and a vertical plane through the point of emission in the chosen direction of the wind  
(see figure 20)  
(see note 3)

Z is the difference in height, in metres, between the point of impingement and the ground level at or beneath the point of impingement

H is the effective height of the emission of a contaminant

F is a factor related to the atmospheric stability of the air

$\sigma_y$  is a function which defines the amount of dispersion of the contaminant in a horizontal direction at the point of impingement

$\sigma_z$  is a function which defines the amount of dispersion of the contaminant in a vertical direction at the point of impingement

Determination of K 1. Two values for K shall be determined using the formula in clause c.

2. The maximum value obtained for K shall be applied in this Regulation.  
(see note 1)

Value number 1 for K is determined as follows:

Where: U is the speed of the wind in metres per second  
(see note 2)

H is determined as follows:

$$H = h + \left( \frac{v_s d}{u} \right) \times \left[ 1.5 + 2.68 \frac{(T_s - 283)d}{T_s} \right]$$

Where: h is the height above grade, in metres, of the point of emission

$v_s$  is the speed in metres per second in an upward vertical direction of the contaminant gas stream at the point of emission to the atmosphere  
(see note 4)

d is the diameter in metres of a circle of equivalent area to that area through which the contaminant gas stream enters the air

u is the speed of the wind in metres per second  
(see note 5)

$T_s$  is the temperature in degrees Kelvin ( $273^\circ +$  temperature in Degrees Celsius) of the contaminant gas stream at the point of emission

F is 0.6

$\sigma_y$  is determined as follows:

Calculate X where X is the horizontal distance in metres between the point of emission and the line where vertical planes, one through the point of



emission and parallel to the chosen direction of the wind and the other through the point of impingement, meet at right angles.

(see figure 21)

(see notes 6 and 7)

Where the value of X is equal to or less than 2500

$$\sigma_y = 0.176X \quad 0.92445$$

When the value of X is greater than 2500

$$\sigma_y = 0.268X \quad 0.87248$$

$\sigma_z$  is determined as follows:

When the value of X is determined in the calculation of  $\sigma_y$  is equal to or less than 2500

$$\sigma_z = 0.106X \quad 0.91926$$

When the value of X is greater than 2500

$$\sigma_z = 0.120X \quad 0.90564$$

(see note 8)

Value number 2 for K is determined as follows:

H has the same value for H as determined for value number 1 for K

F is 0.8

$\sigma_y$  is determined as follows:

Where X has the same value for X as determined for value number 1 for K

Where the value of X is equal to or less than 700

$$\sigma_y = 0.110 X \quad 0.93062$$

Where the value of X is greater than 700 but less than 7000

$$\sigma_y = 0.120 X \quad 0.91837$$

Where the value of X is equal to or greater than 7000

$$\sigma_y = 0.191 X \quad 0.86538$$

$\sigma_z$  is determined as follows:

Where X has the same value as determined in the calculation of  $\sigma_y$

Where X is equal to or less than 700

$$\sigma_z = 0.091 X \quad 0.8553$$

Where X is greater than 700 but less than 7000

$$6_z = 0.352 X^{0.6495}$$

Where X is equal to or greater than 7000

$$6_z = 0.955 X^{0.53857}$$

(see note 8)

- NOTES:
1. Where K yields a value greater than the concentration of the contaminant at the point of emission, the concentration of the contaminant at the point of emission shall be deemed to be the value of K.
  2. The wind speed shall have a minimum value of 2.235 metres per second and a maximum value of 18.235 metres per second. A value of K shall be determined for wind speed increments of 0.5 metres per second until a maximum value of K is found.
  3. Where only a single point of emission is being evaluated the wind direction shall be so chosen that the value of Y becomes zero (therefore the value of exp expression containing Y becomes equal to one.)
  4. Where the value of  $v_g$  is less than 7 metres per second the value of  $v_g$  shall be zero.
  5. The value for u shall be consistent with the values substituted directly for u in the equation used for evaluating K.
  6. Where a single source of emission is being evaluated, the wind direction shall be so chosen that the value of X shall be the horizontal distance in metres between the point of impingement and a vertical line through the point of emission. (see figure 22)
  7. In the calculation of K at ground level, the value of X shall be so chosen that the maximum value of K is found.
  8. For each point of impingement, for each wind direction chosen, and for each value of X, U shall be varied until the maximum value of K is found.

- (d) where the emissions of a contaminant are from more than one source, the contaminant concentrations at the point of impingement, resulting from each individual source, for the conditions set out in clauses a, b and c shall be added together to give an aggregate value for K.

The aggregate value of K shall be determined for all wind directions and all permissible wind speeds for value of K, where applicable. The largest aggregate K obtained shall be the value of K to apply in this Regulation. O. Reg. 873/74, s. 6.

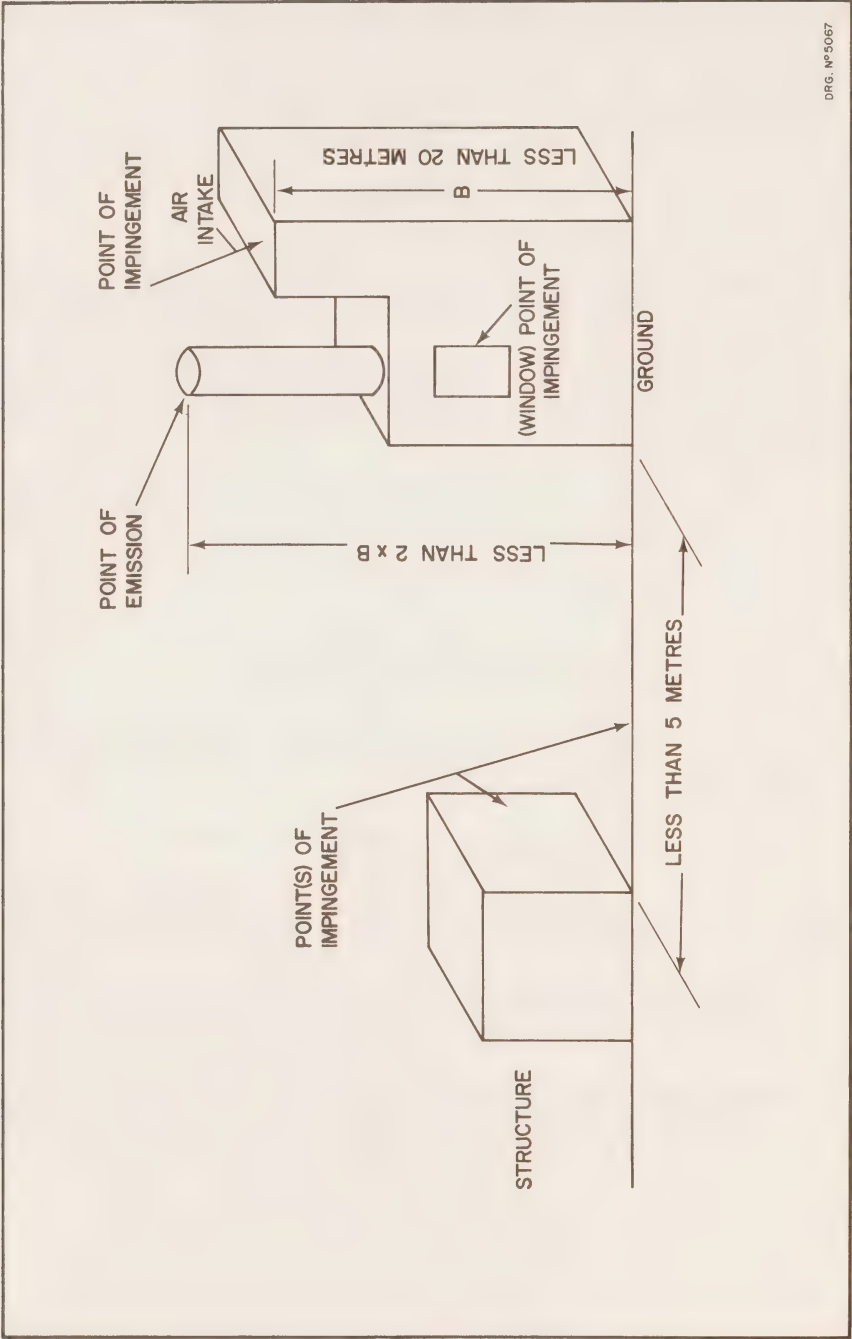
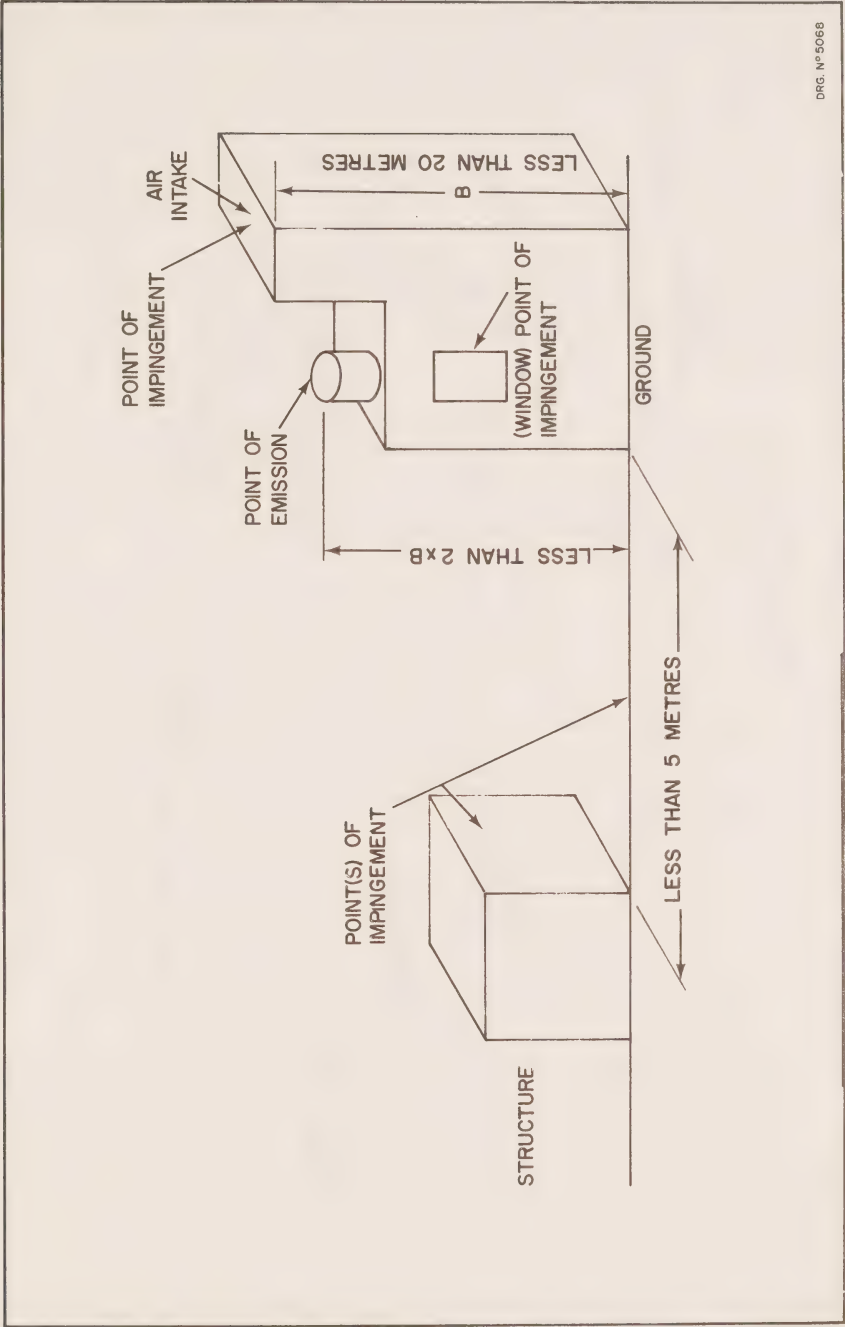


FIGURE 1.



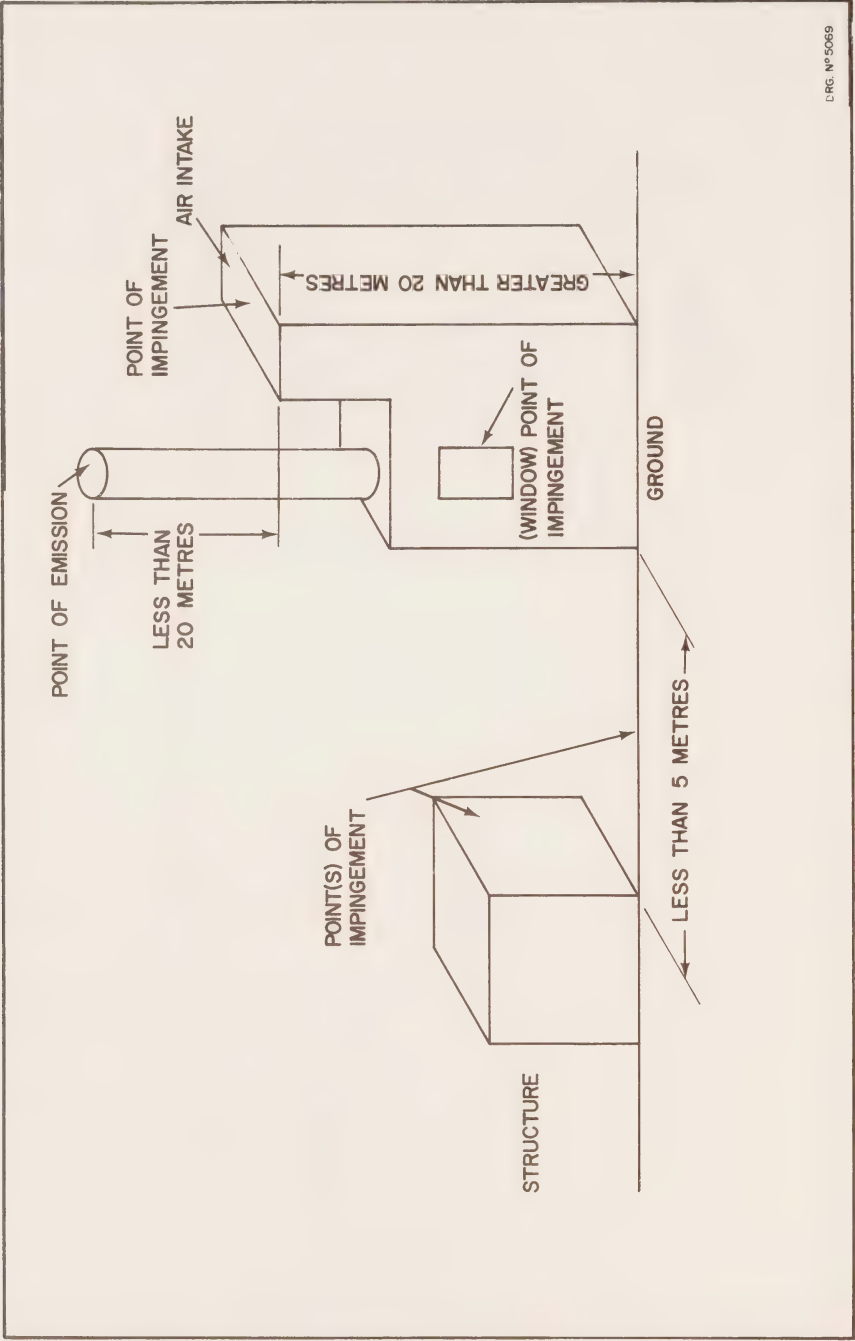


FIGURE 3.



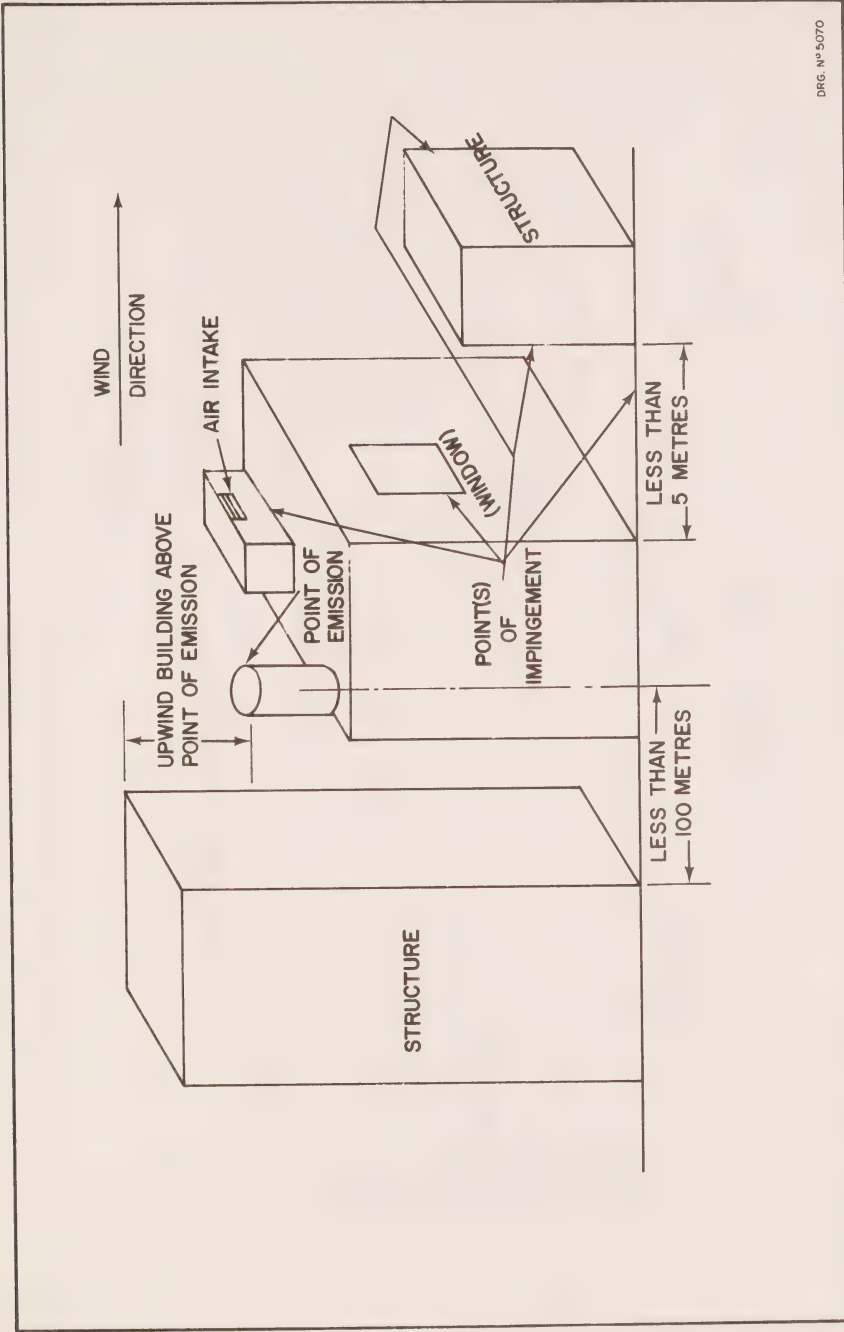


FIGURE 4.

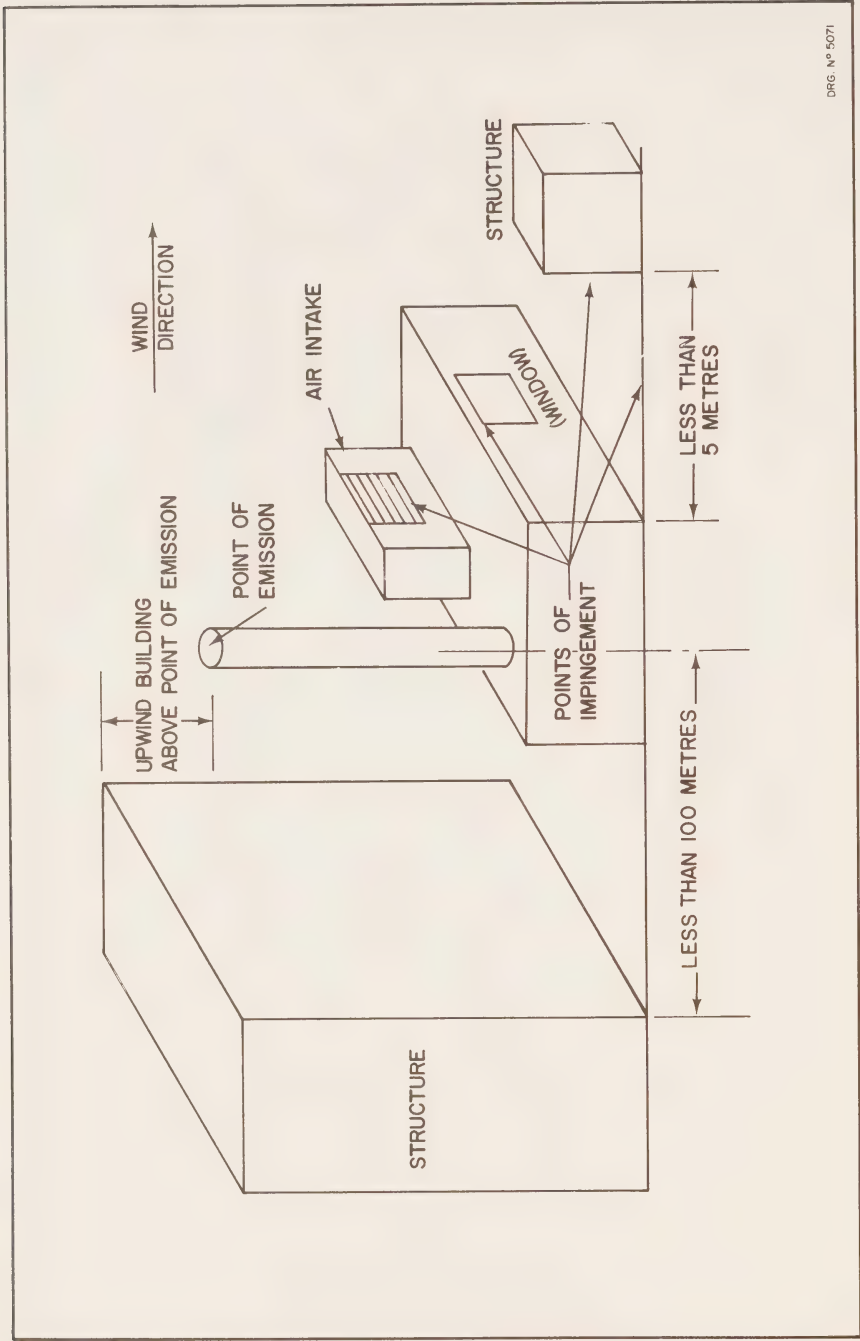


FIGURE 5.

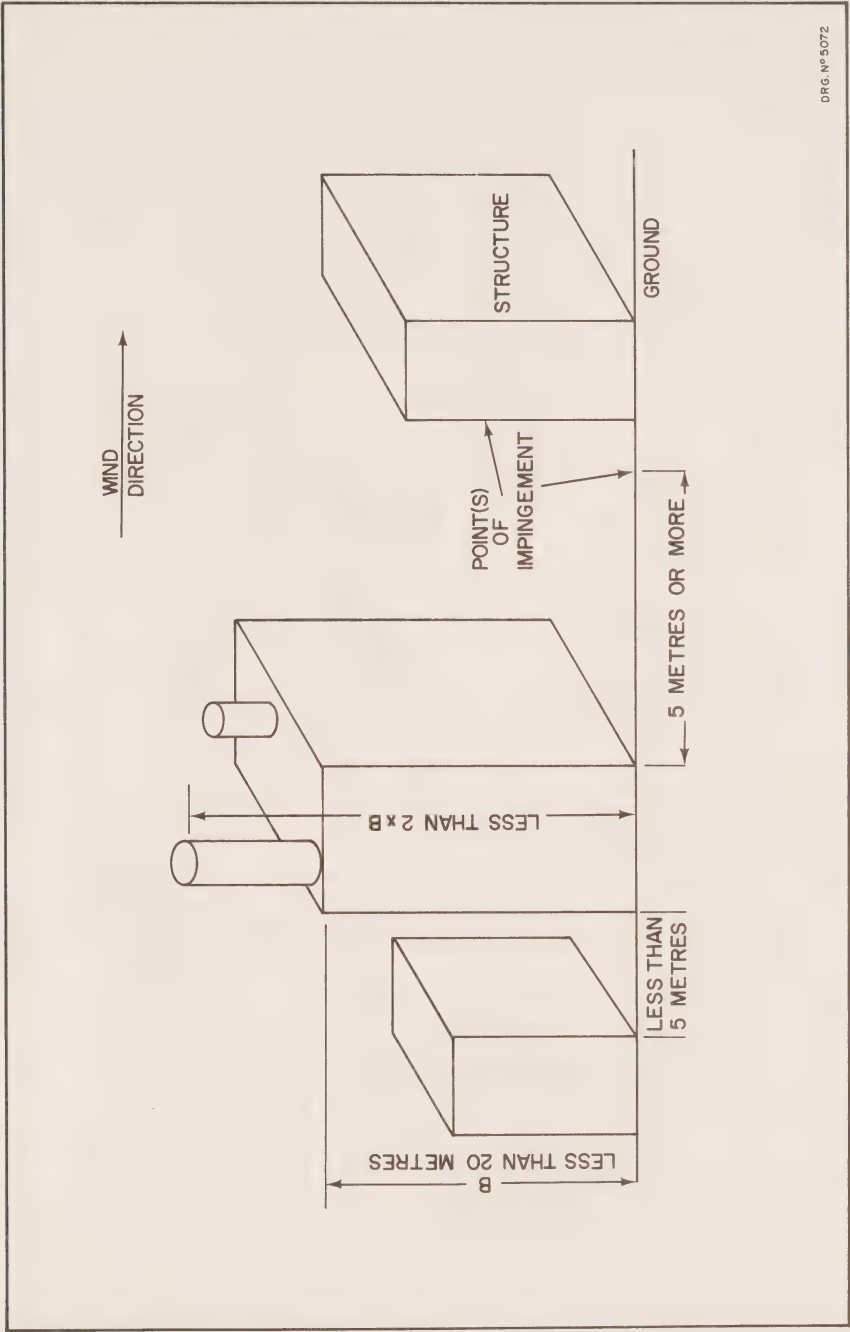


FIGURE 6.

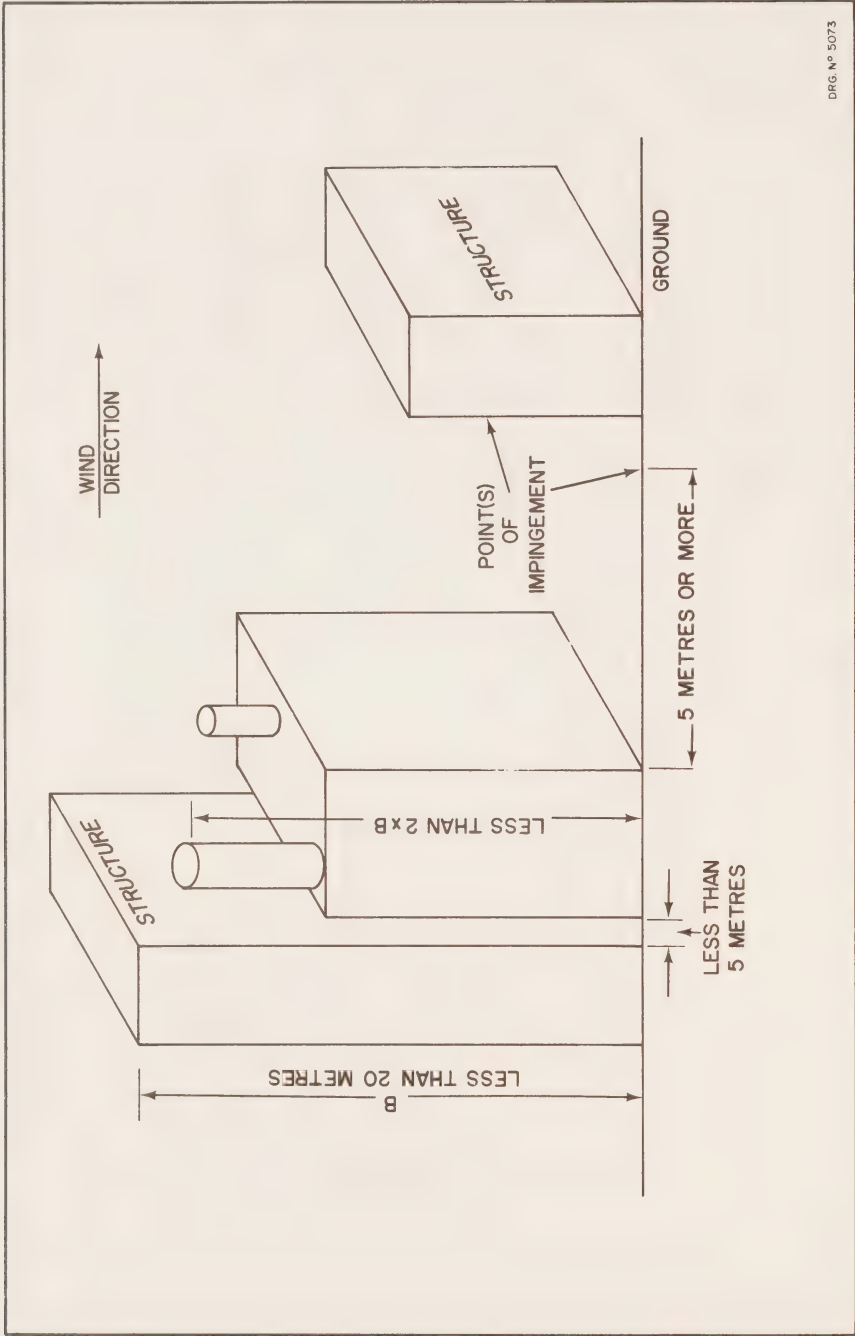


FIGURE 7.

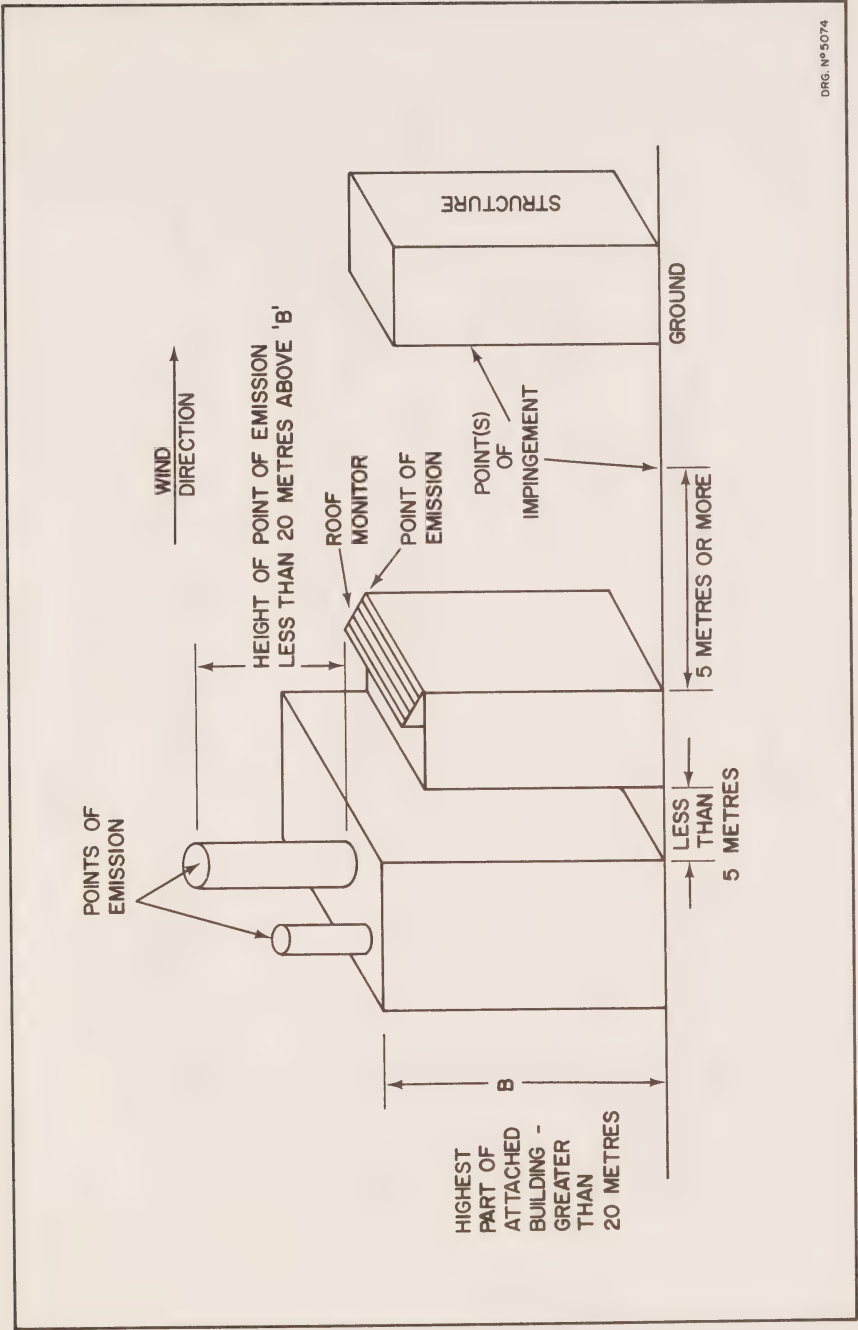
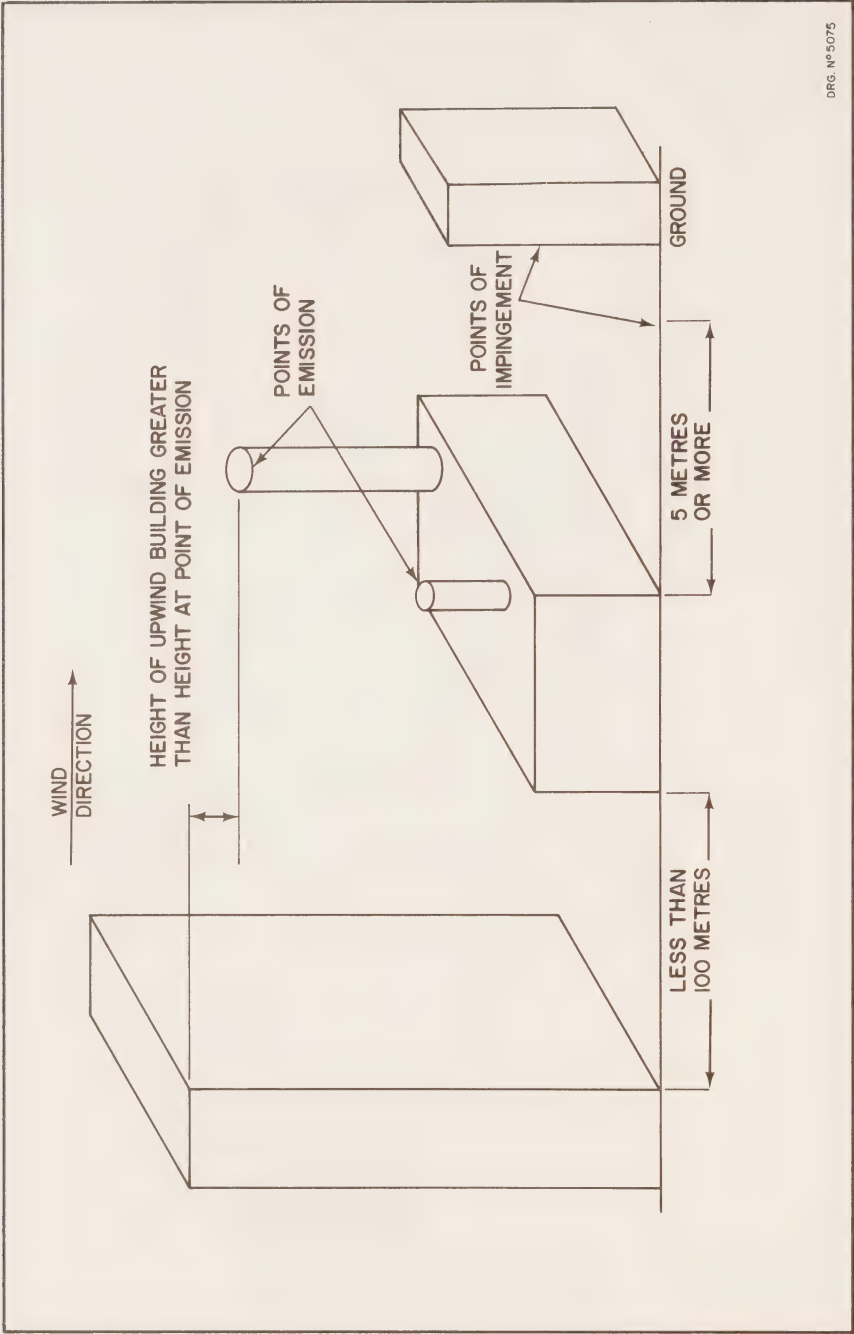


FIGURE 8.





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FIGURE 9.

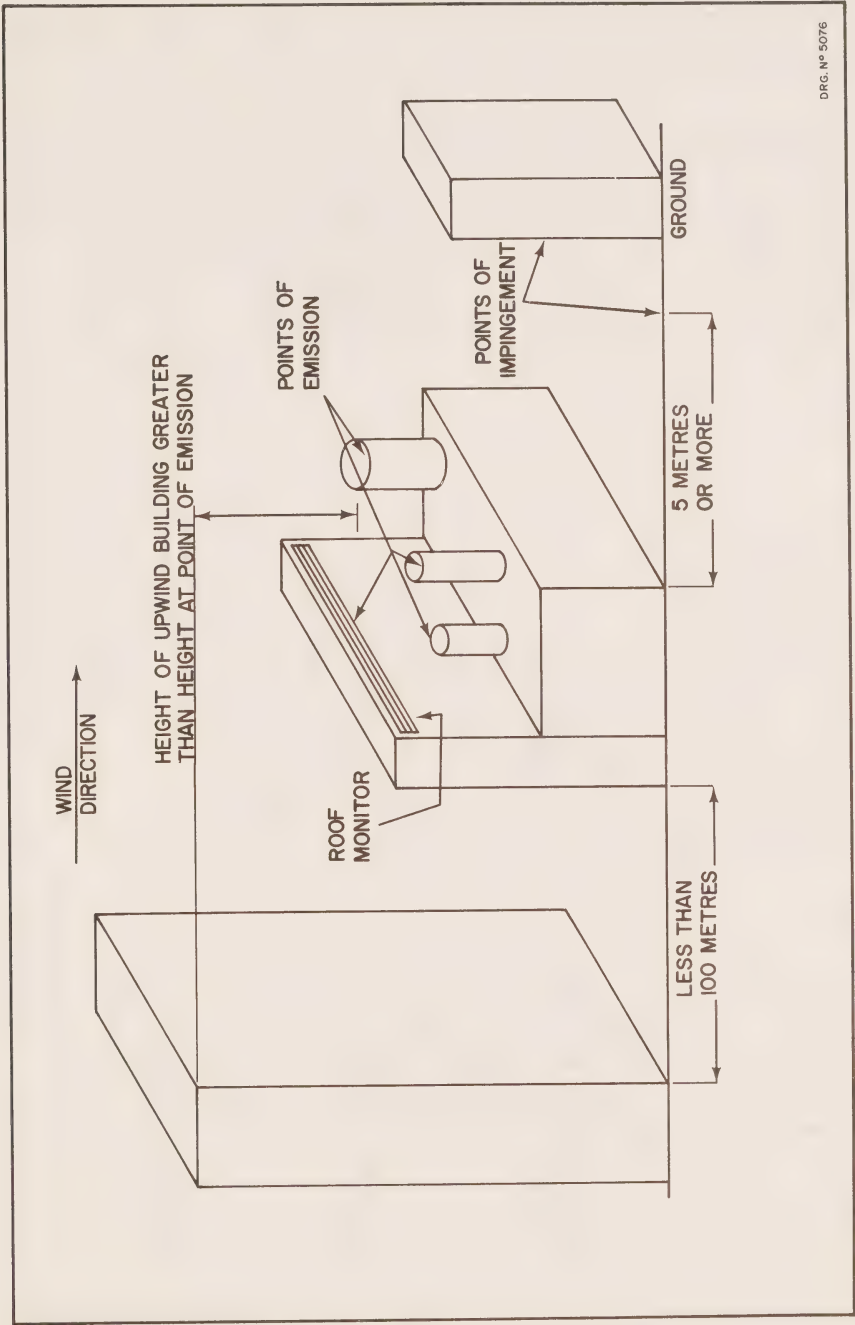


FIGURE 10.

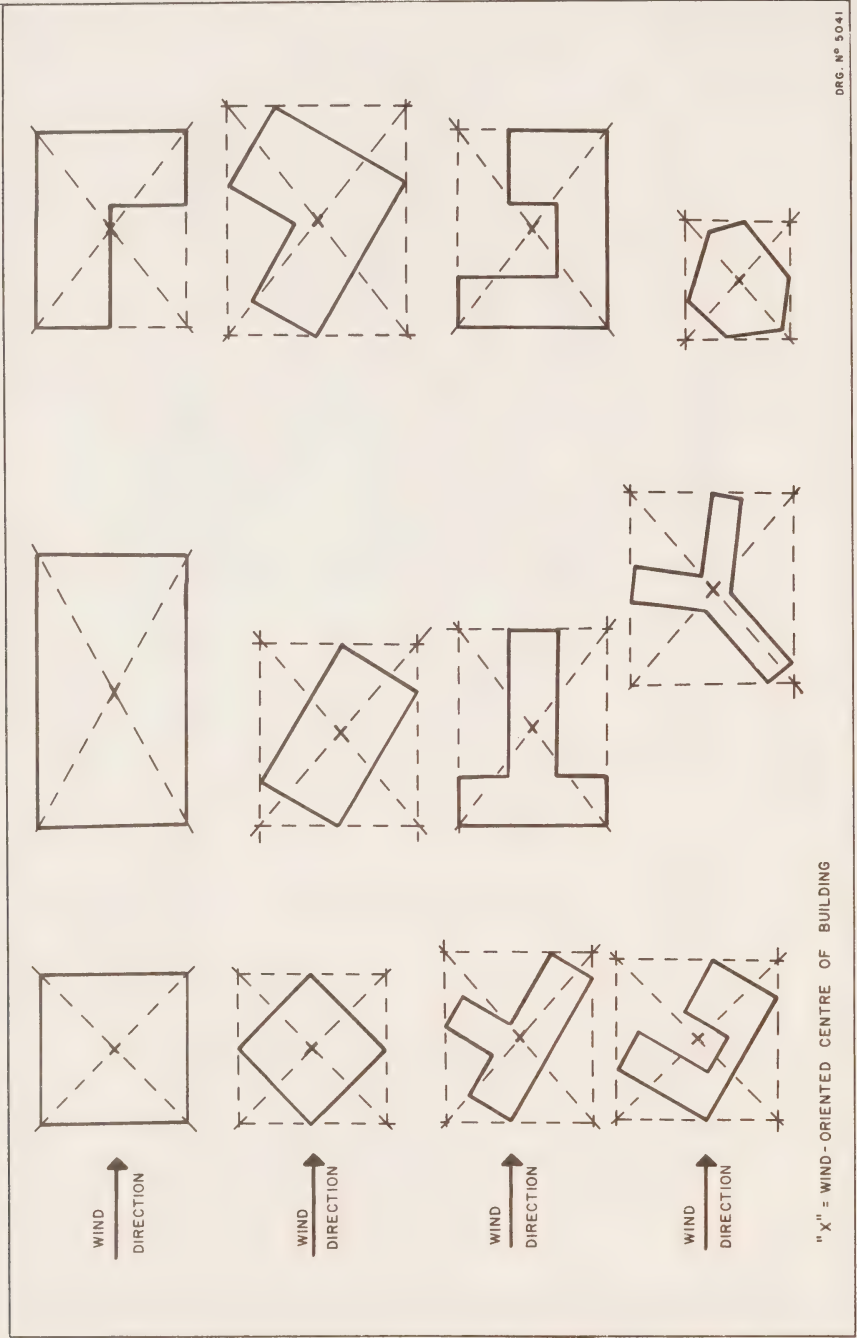


FIGURE 11.

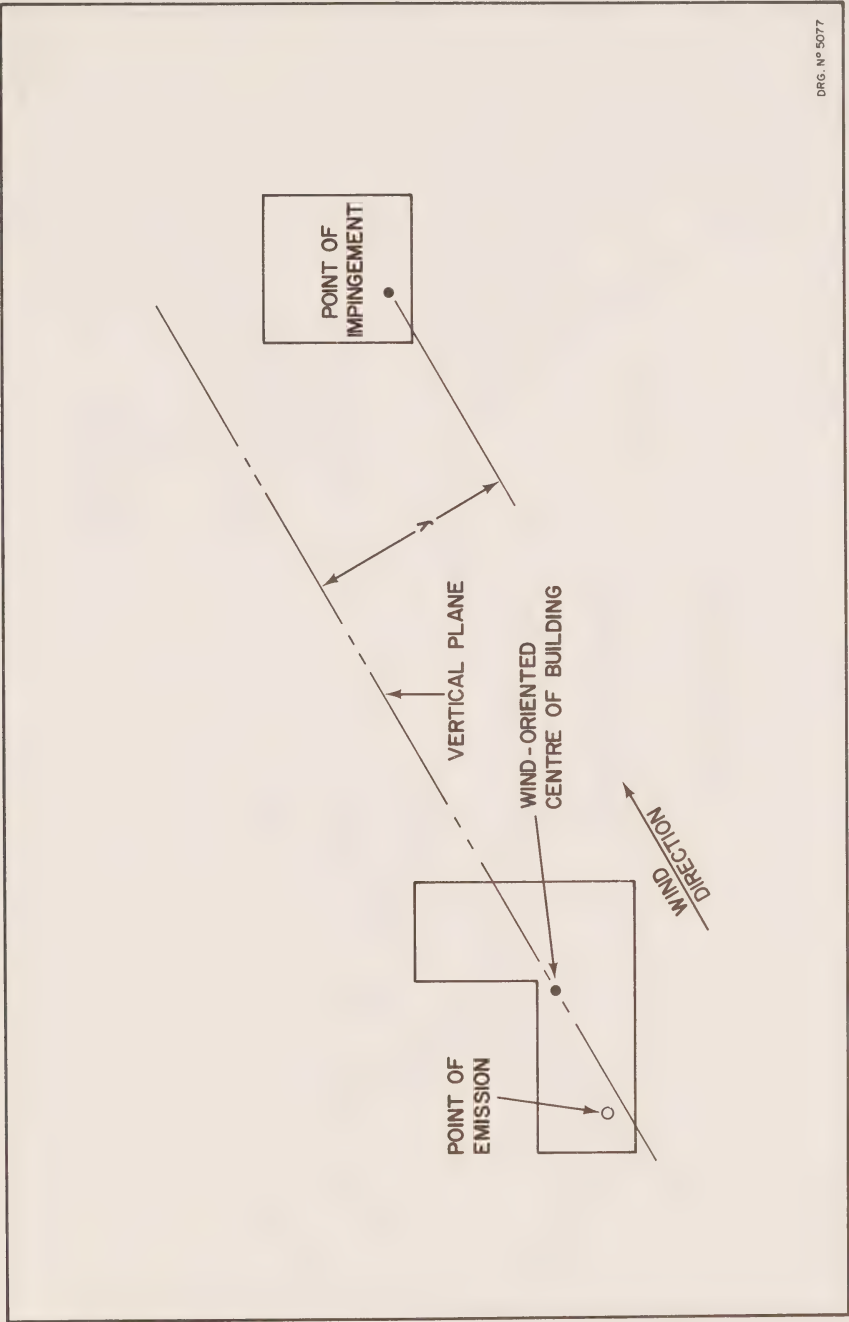


FIGURE 12.

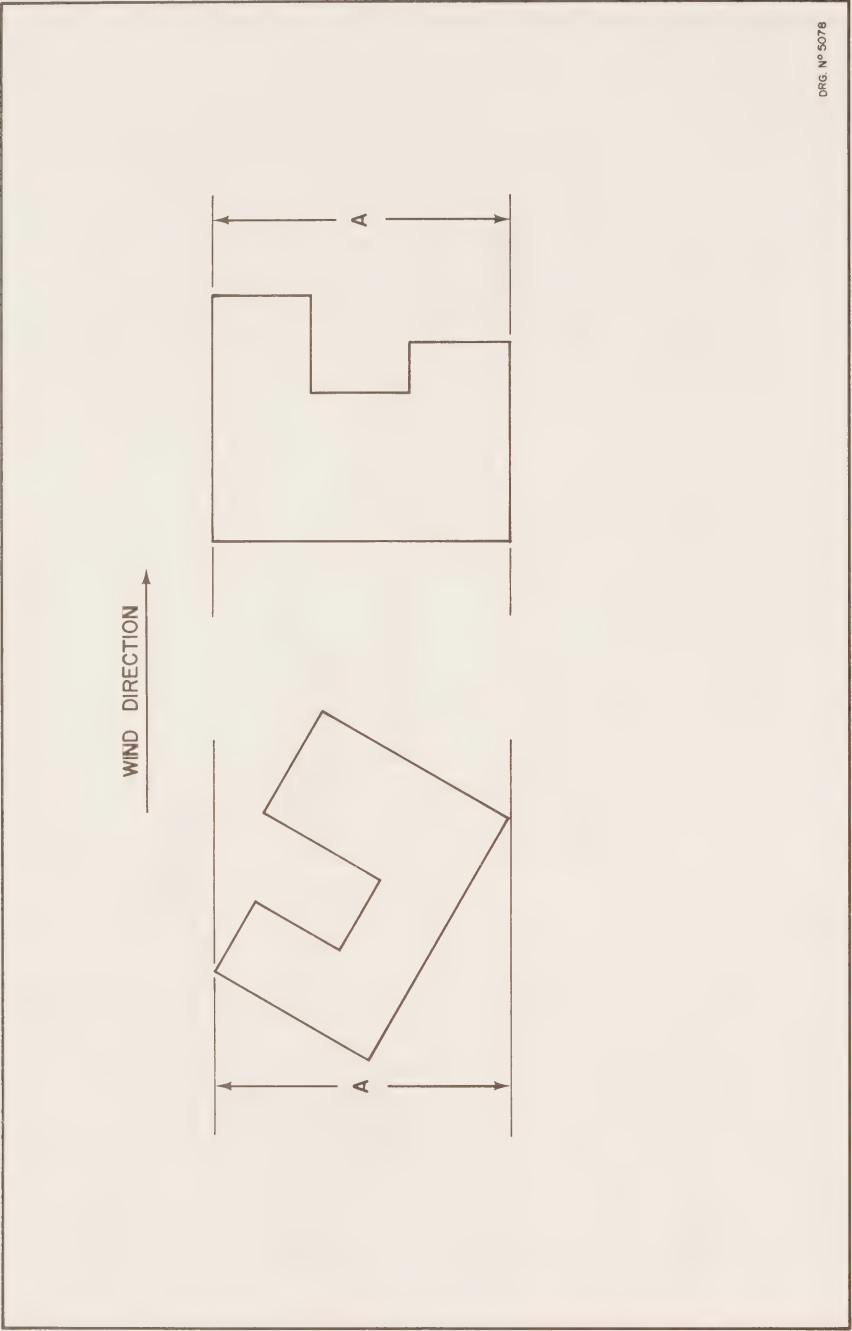


FIGURE 13.



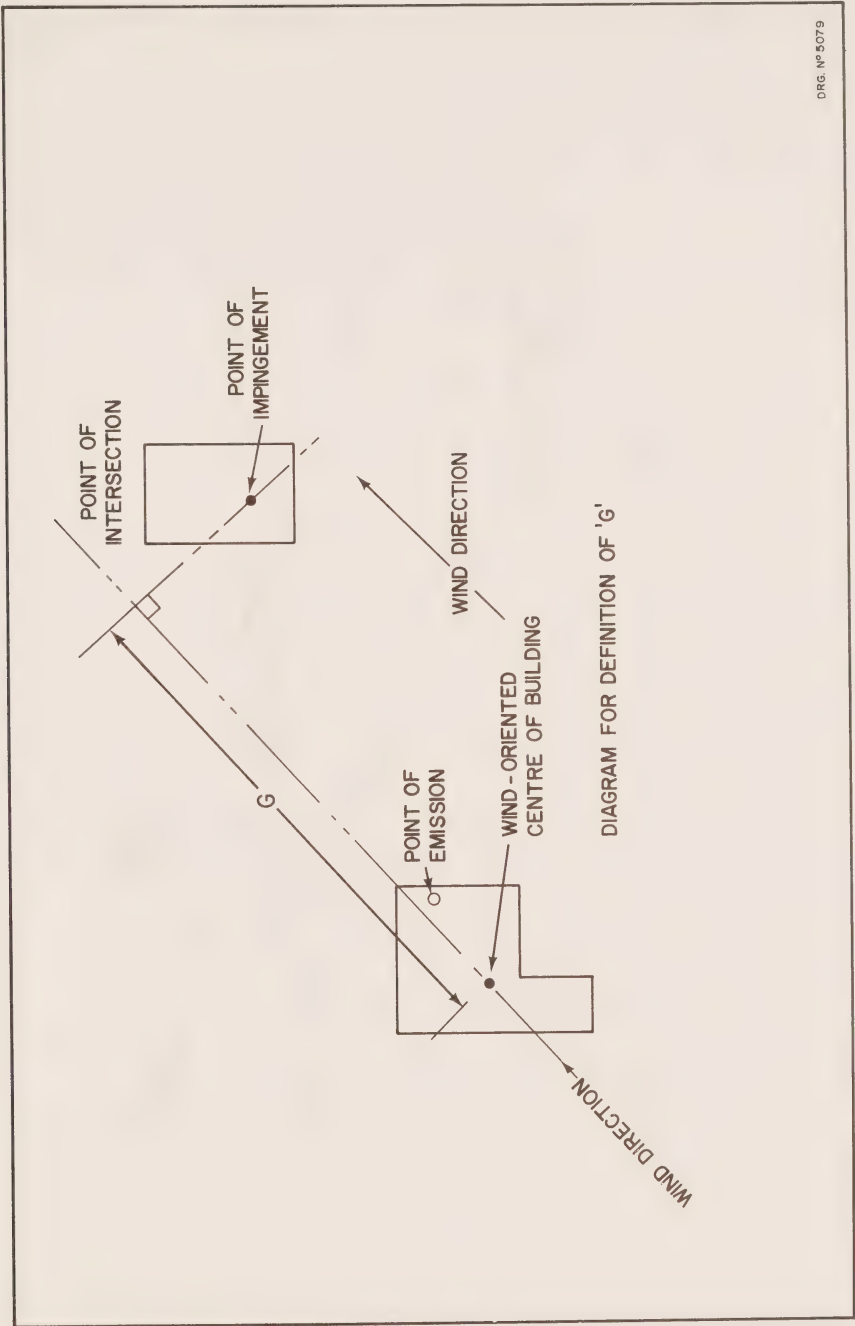
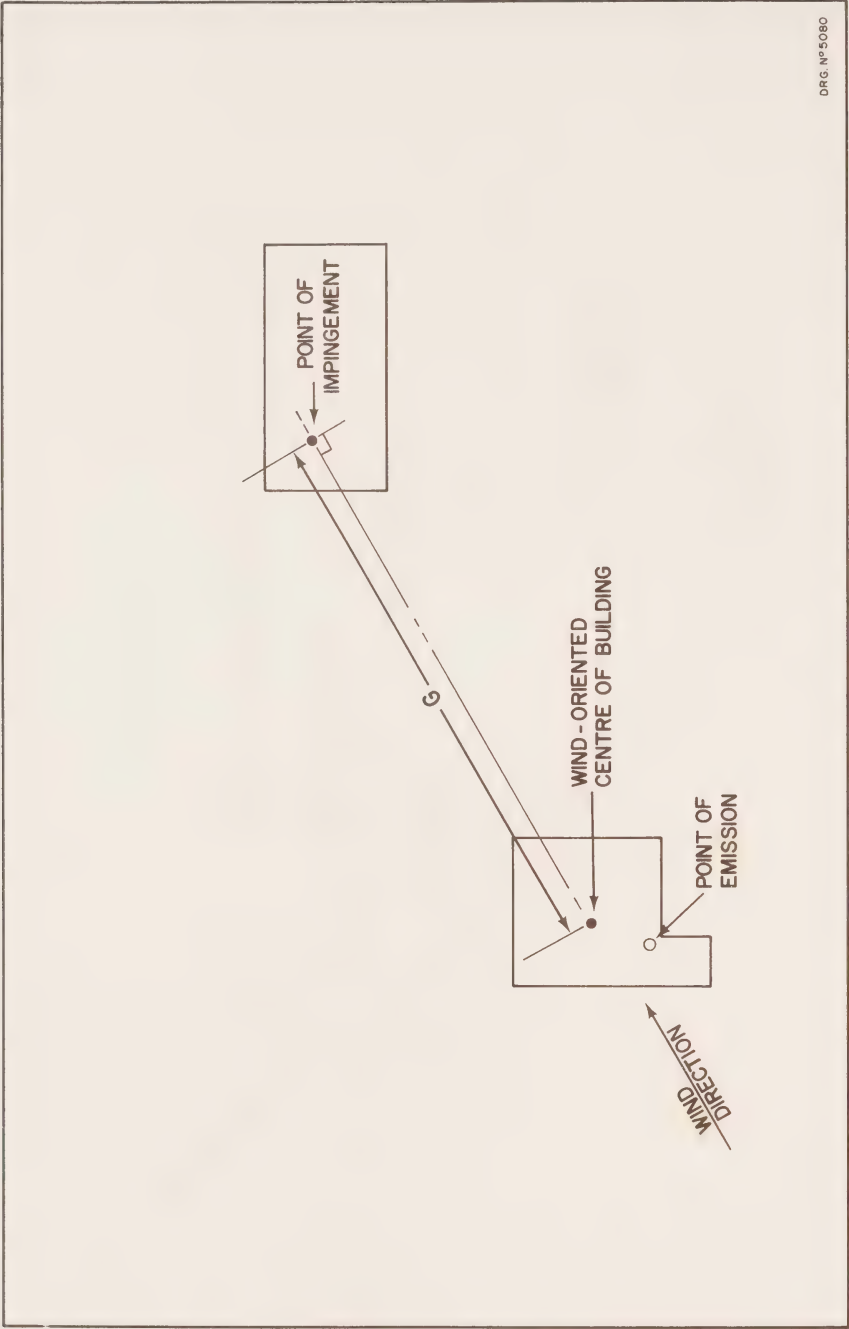


FIGURE 14.



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FIGURE 15.

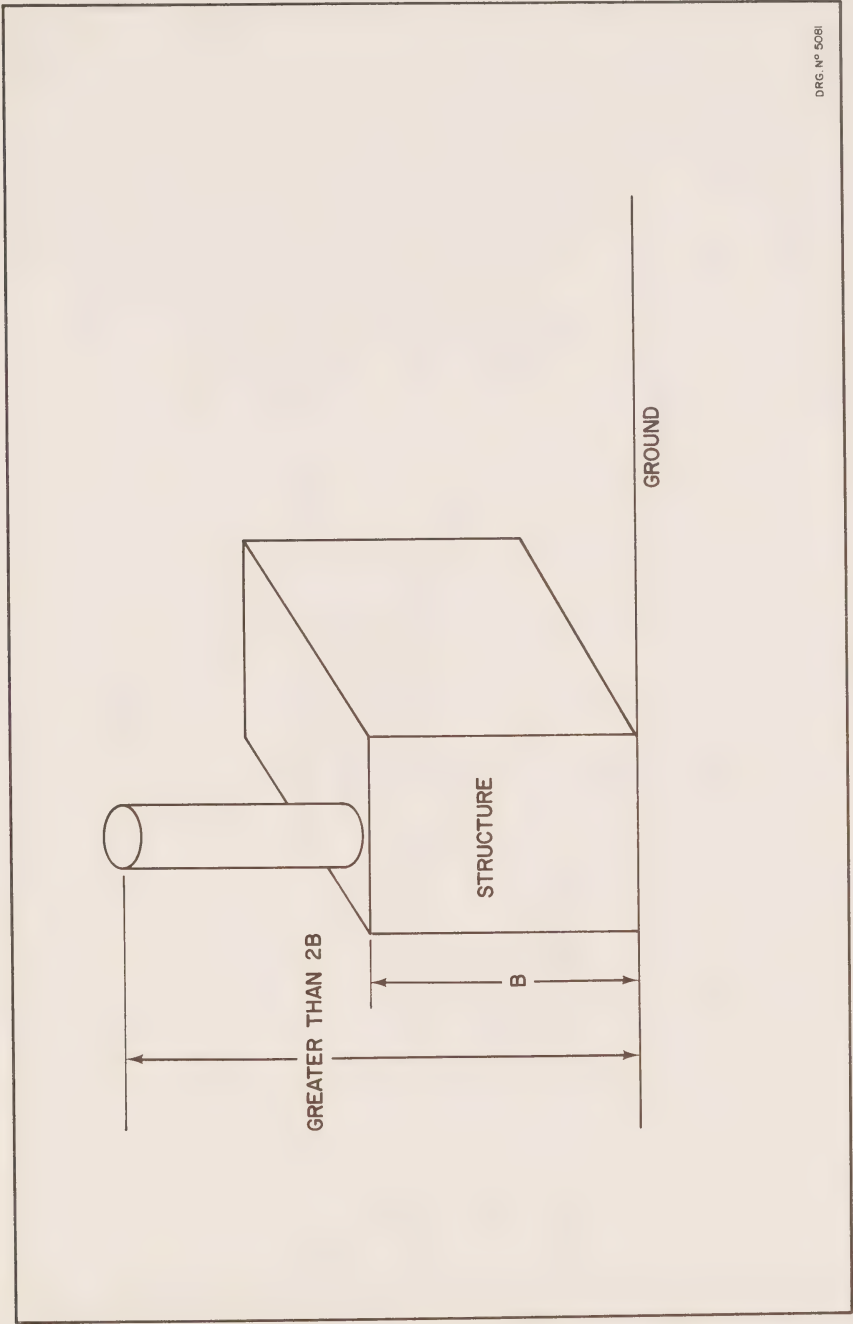


FIGURE 16.

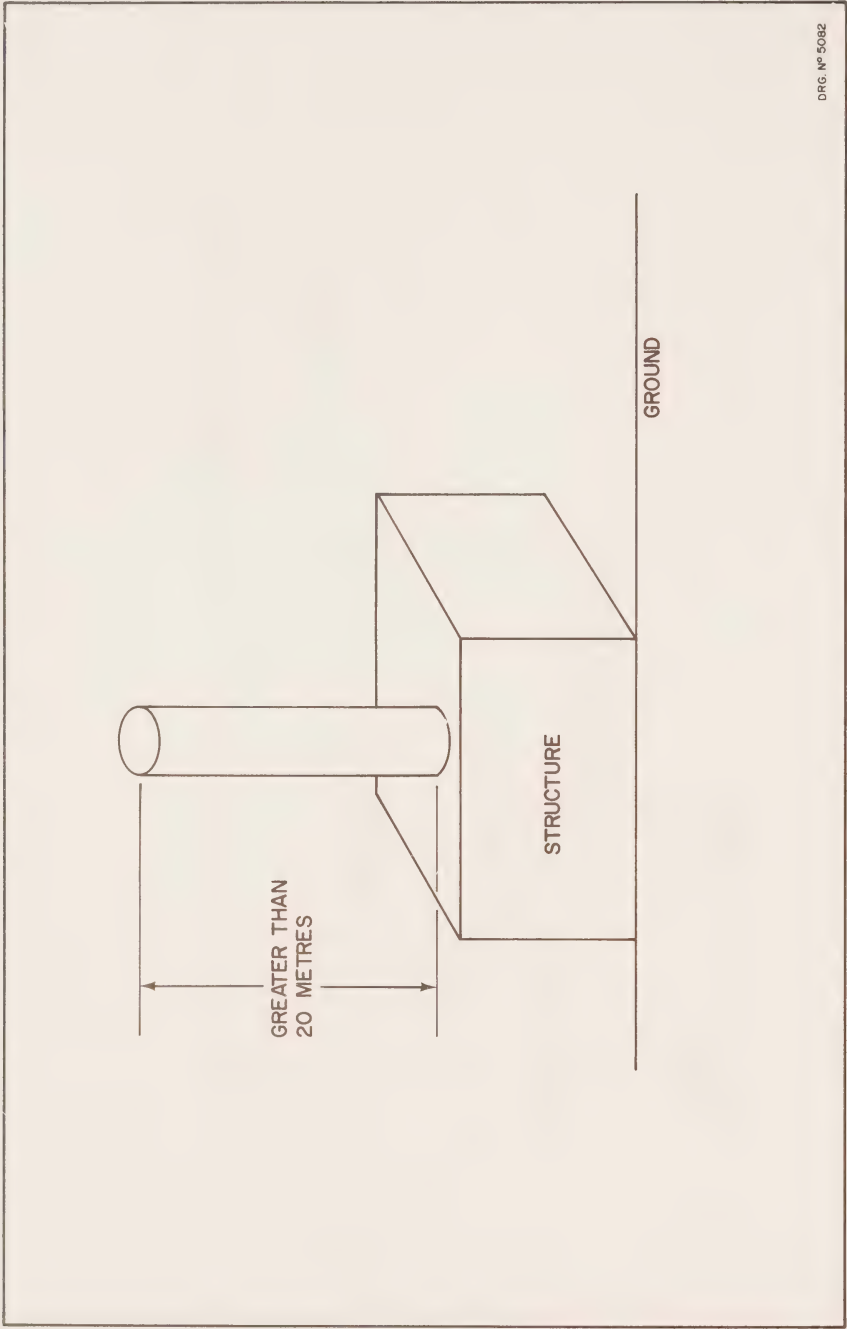


FIGURE 17.

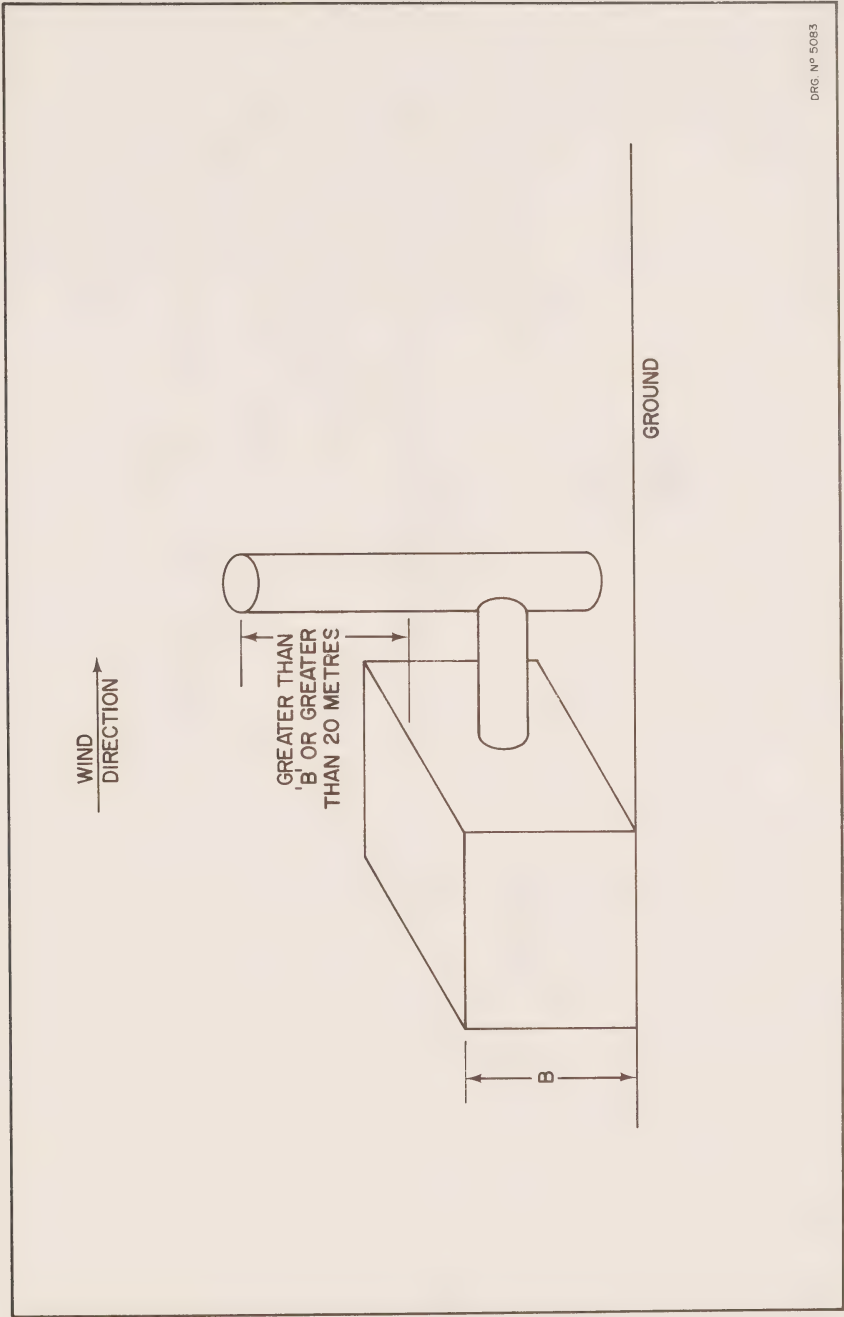


FIGURE 18.



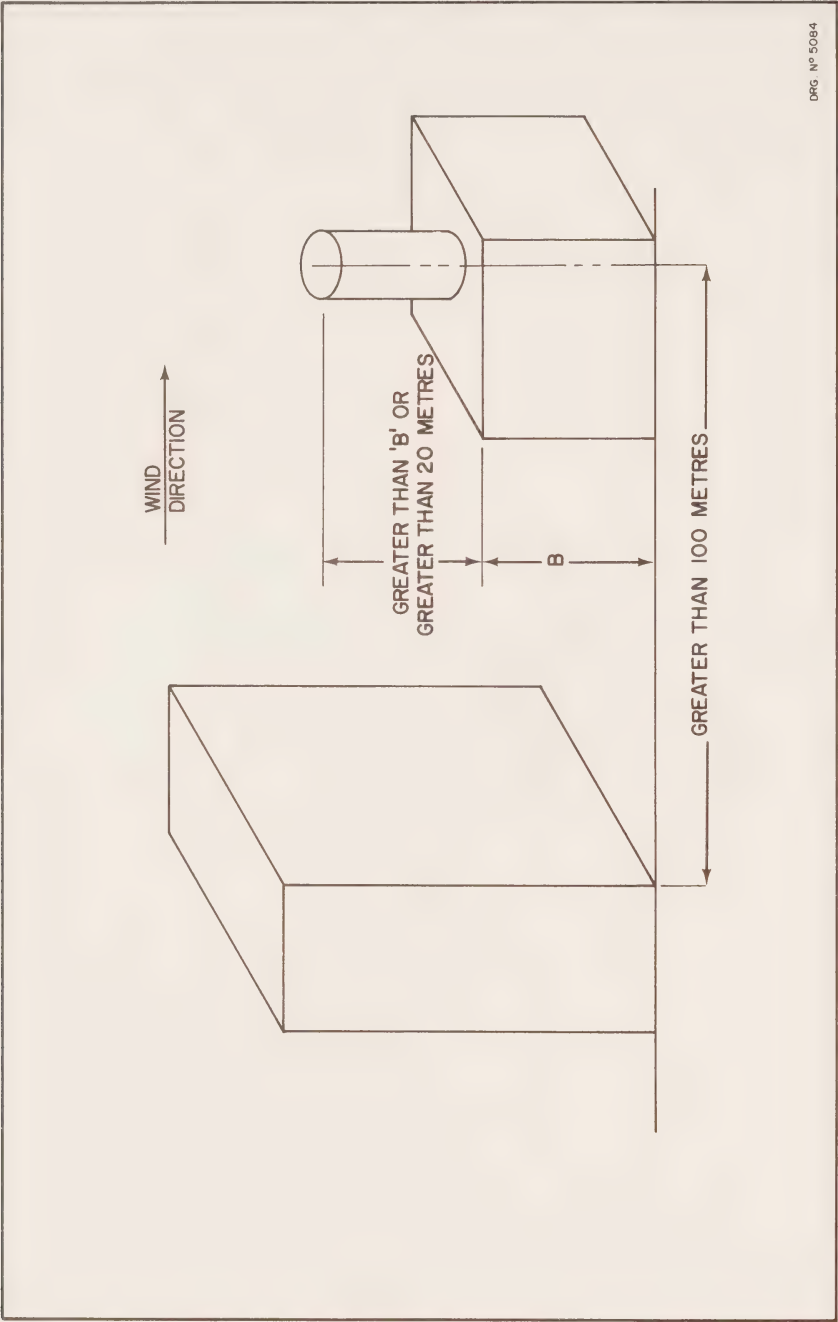


FIGURE 19.

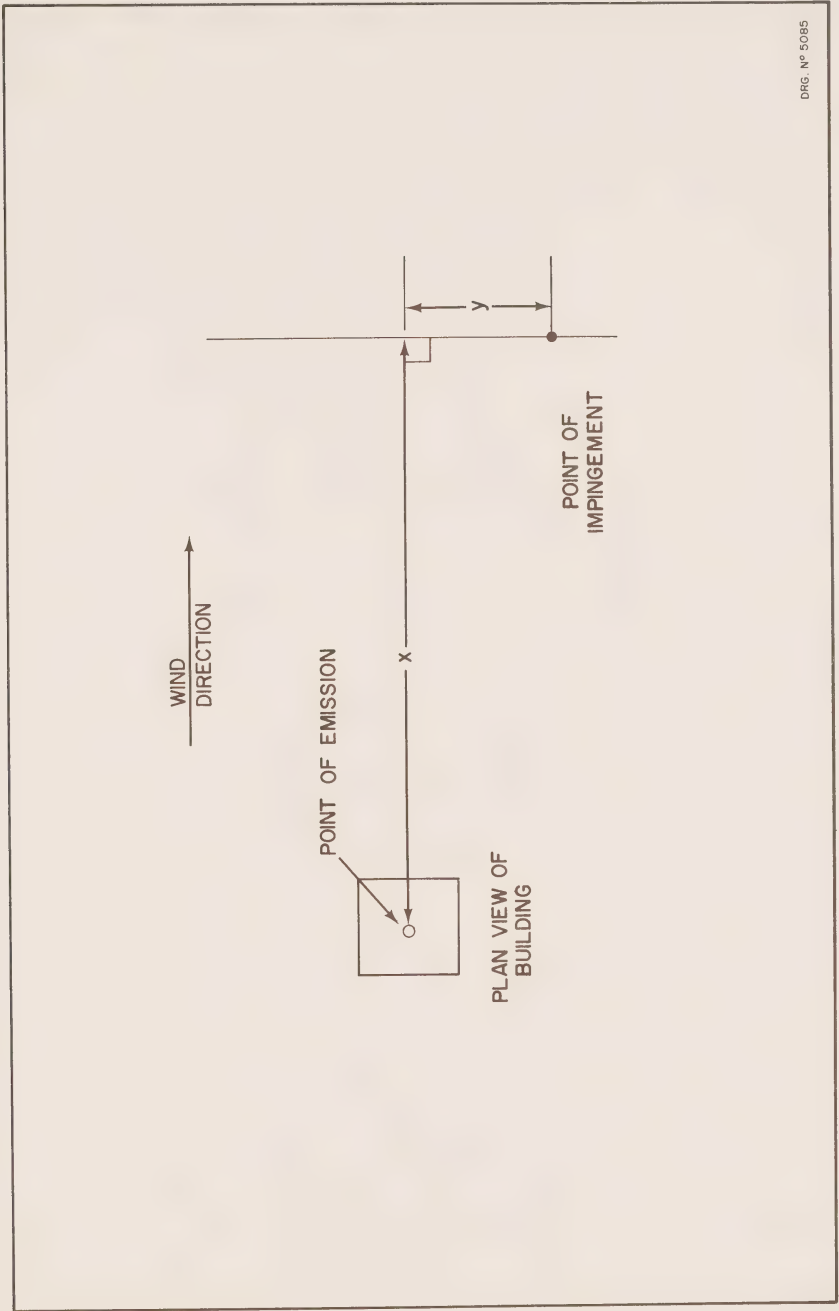


FIGURE 20.

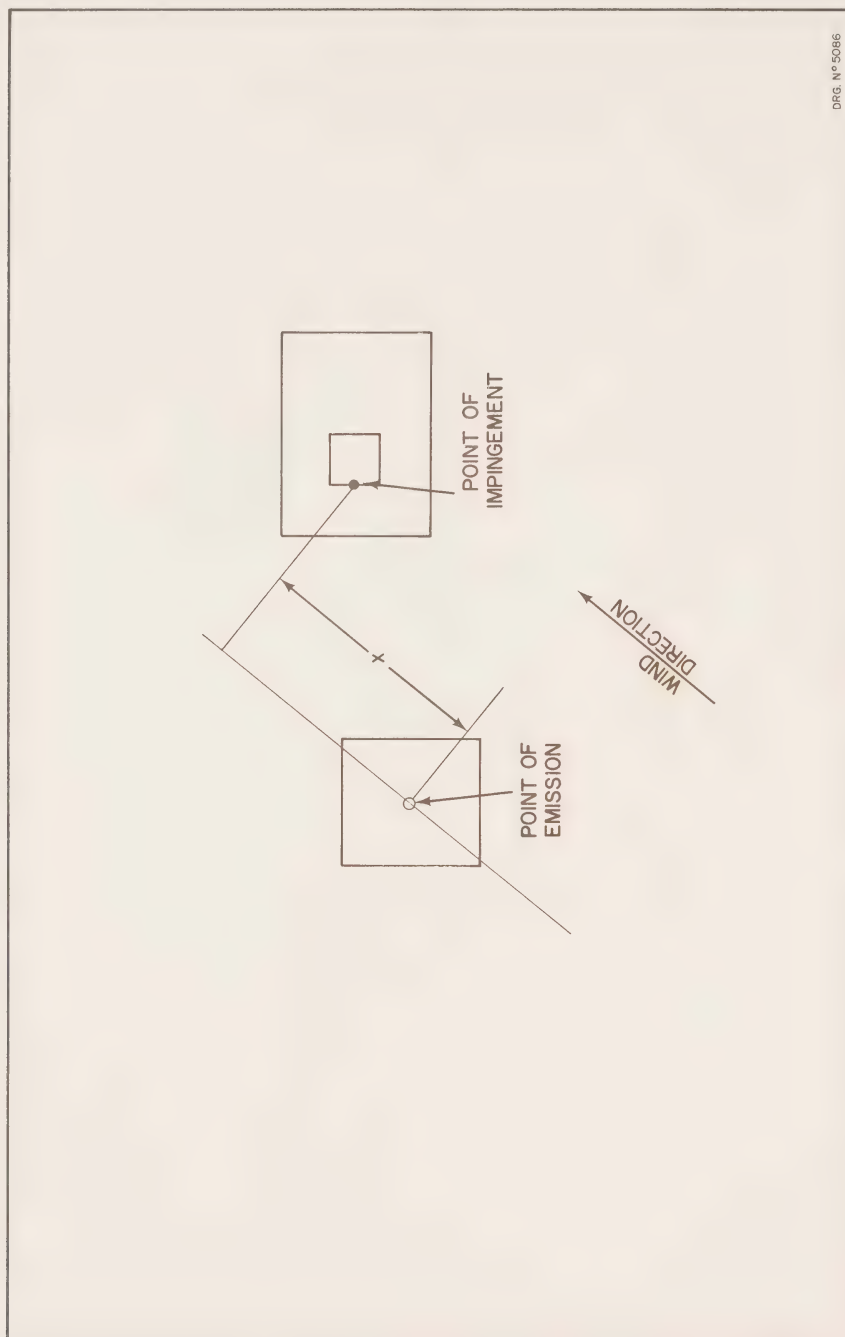


FIGURE 21.

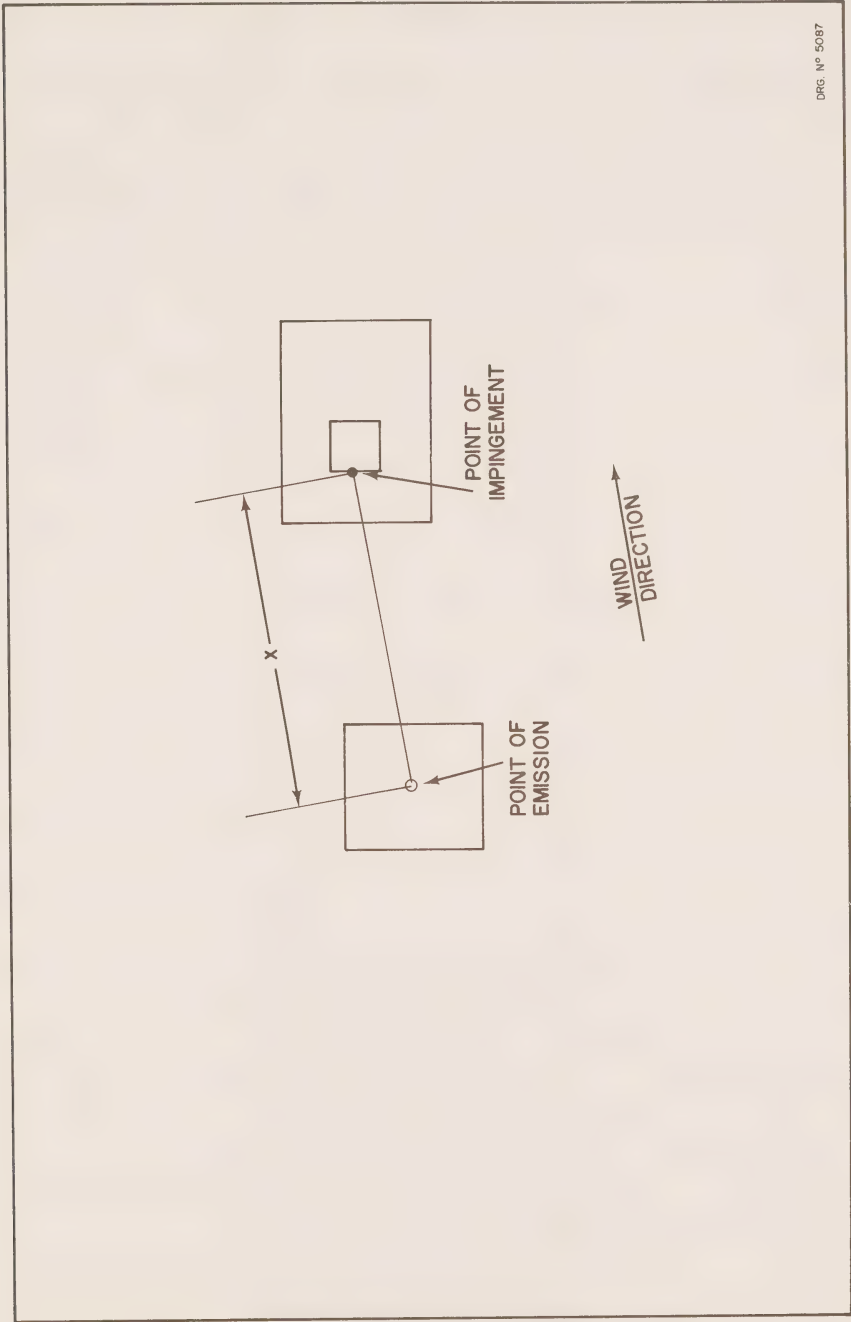


FIGURE 22.

O. Reg. 873/74, s. 7, *part.*

## Schedule 1

ITEM	COLUMN 1	COLUMN 2	COLUMN 3
	Name of Contaminant	Unit of Concentration	Concentration at Point of Impingement—Half Hour Average
1.	Acetic Acid	Micrograms of acetic acid per cubic metre of air	2,500
2.	Acetylene	Micrograms of acetylene per cubic metre of air	56,000
3.	Acetone	Micrograms of acetone per cubic metre of air	48,000
4.	Acrylamide	Micrograms of acrylamide per cubic metre of air	45
5.	Acrylonitrile	Micrograms of acrylonitrile per cubic metre of air	2,200
6.	Ammonia	Micrograms of ammonia per cubic metre of air	3,600
7.	Antimony	Total micrograms of antimony in free and combined form per cubic metre of air	75
8.	Arsenic	Total micrograms of arsenic in free and combined form per cubic metre of air	75
9.	Arsine	Micrograms of arsine per cubic metre of air	10
10.	Benzene	Micrograms of benzene per cubic metre of air	10,000
11.	Beryllium	Total micrograms of beryllium in free and combined form per cubic metre of air	0.03
12.	Boron Tribromide	Micrograms of boron tribromide per cubic metre of air	100
13.	Boron Trichloride	Micrograms of boron trichloride per cubic metre of air	100
14.	Boron Trifluoride	Micrograms of boron trifluoride per cubic metre of air	5.0
15.	Boron	Total micrograms of boron in free and combined form per cubic metre of air	100
16.	Bromine	Micrograms of bromine per cubic metre of air	70
17.	Cadmium	Total micrograms of cadmium in free and combined form per cubic metre of air	5.0



ITEM	COLUMN 1	COLUMN 2	COLUMN 3
	Name of Contaminant	Unit of Concentration	Concentration at Point of Impingement—Half Hour Average
18.	Calcium Hydroxide	Micrograms of calcium hydroxide per cubic metre of air	27
19.	Calcium Oxide	Micrograms of calcium oxide per cubic metre of air	20
20.	Carbon Black	Micrograms of carbon black per cubic metre of air	25
21.	Carbon Disulphide	Micrograms of carbon disulphide per cubic metre of air	330
22.	Carbon Monoxide	Micrograms of carbon monoxide per cubic metre of air	6,000
23.	Carbon Tetrachloride	Micrograms of carbon tetrachloride per cubic metre of air	20,000
24.	Chlorine	Micrograms of chlorine per cubic metre of air	300
25.	Chlorine Dioxide	Micrograms of chlorine dioxide per cubic metre of air	85
26.	Chromium	Total micrograms of chromium in free and combined form per cubic metre of air	30
27.	Copper	Total micrograms of copper in free and combined form per cubic metre of air	100
28.	Cresols	Micrograms of cresols per cubic metre of air	230
29.	Decaborane	Micrograms of decaborane per cubic metre of air	50
30.	Detergent Enzyme (Subtilisin)	Micrograms of subtilisin per cubic metre of air	1.0
31.	Diborane	Micrograms of diborane per cubic metre of air	20
32.	Dicapryl Phthalate	Micrograms of dicapryl phthalate per cubic metre of air	100
33.	Dimethyl Disulphide	Micrograms of dimethyl disulphide per cubic metre of air	40
34.	Dimethyl Sulphide	Micrograms of dimethyl sulphide per cubic metre of air	30
35.	Diocyl Phthalate	Micrograms of dioctyl phthalate per cubic metre of air	100
36.	Dustfall	Micrograms per square metre	8,000

ITEM	COLUMN 1	COLUMN 2	COLUMN 3
	Name of Contaminant	Unit of Concentration	Concentration at Point of Impingement—Half Hour Average
37.	Ethyl Acetate	Micrograms of ethyl acetate per cubic metre of air	19,000
38.	Ethyl Acrylate	Micrograms of ethyl acrylate per cubic metre of air	4.5
39.	Ethyl Benzene	Micrograms of ethyl benzene per cubic metre of air	4,000
40.	Ethylene Oxide	Micrograms of ethylene oxide per cubic metre of air	28,500
41.	Ferric Oxide	Micrograms of ferric oxide per cubic metre of air	75
42.	Fluorides, (Gaseous) (April 15 to October 15)	Micrograms of gaseous, inorganic fluoride per cubic metre of air expressed as hydrogen fluoride	4.3
43.	Fluorides, (Total) (April 15 to October 15)	Total micrograms of inorganic fluoride per cubic metre of air expressed as hydrogen fluoride	8.6
44.	Fluorides, (Total) (October 16 to April 14)	Total micrograms of inorganic fluoride per cubic metre of air expressed as hydrogen fluoride	17.2
45.	Formaldehyde	Micrograms of formaldehyde per cubic metre of air	65
46.	Formic Acid	Micrograms of formic acid per cubic metre of air	1,500
47.	Furfural	Micrograms of furfural per cubic metre of air	1,000
48.	Furfuryl Alcohol	Micrograms of furfuryl alcohol per cubic metre of air	3,000
49.	Hydrogen Chloride	Micrograms of hydrogen chloride per cubic metre	100
50.	Hydrogen Cyanide	Micrograms of hydrogen cyanide per cubic metre of air	1,150
51.	Hydrogen Sulphide	Micrograms of hydrogen sulphide per cubic metre of air	30
52.	Iron (metallic)	Micrograms of metallic iron per cubic metre of air	10
53.	Lead	Total micrograms of lead in free and combined form per cubic metre of air	10
54.	Lithium Hydrides	Total micrograms of lithium hydrides per cubic metre of air	7.5

ITEM	COLUMN 1	COLUMN 2	COLUMN 3
	Name of Contaminant	Unit of Concentration	Concentration at Point of Impingement—Half Hour Average
55.	Lithium	Total micrograms of lithium in other than hydride compounds per cubic metre of air	60
56.	Magnesium Oxide	Total micrograms of magnesium oxide per cubic metre of air	100
57.	Manganese	Total micrograms of manganese in free and combined form per cubic metre of air	100
58.	Mercaptans	Total micrograms of mercaptans per cubic metre of air expressed as methyl mercaptans	20
59.	Mercury (alkyl)	Total micrograms of alkyl mercury compounds per cubic metre of air	1.5
60.	Mercury	Total micrograms of mercury in free and combined form per cubic metre of air	5.0
61.	Methyl Acrylate	Micrograms of methyl acrylate per cubic metre of air	4.0
62.	Methyl Alcohol	Micrograms of methyl alcohol per cubic metre of air	84,000
63.	Methyl Bromide	Micrograms of methyl bromide per cubic metre of air	12,000
64.	Methylene Chloride	Micrograms of methylene chloride per cubic metre of air	100,000
65.	Methyl Chloroform (1-1-1 Trichloroethane)	Micrograms of methyl chloroform per cubic metre of air	350,000
66.	Methyl Ethyl Ketone (2-Butanone)	Micrograms of methyl ethyl ketone per cubic metre of air	31,000
67.	Methyl Methacrylate	Micrograms of methyl methacrylate per cubic metre of air	860
68.	Milk Powder	Micrograms of milk powder per cubic metre of air	20
69.	Monomethyl Amine	Micrograms of monomethyl amine per cubic metre of air	25
70.	Nickel	Total micrograms of nickel in free and combined form per cubic metre of air	5
71.	Nickel Carbonyl	Micrograms of nickel carbonyl per cubic metre of air	1.5
72.	Nitric Acid	Micrograms of nitric acid per cubic metre of air	100

ITEM	COLUMN 1	COLUMN 2	COLUMN 3
	Name of Contaminant	Unit of Concentration	Concentration at Point of Impingement—Half Hour Average
73.	Nitrilotriacetic Acid	Micrograms of Nitrilotriacetic Acid per cubic metre of air	100
74.	Nitrogen Oxides	Micrograms of nitrogen oxides per cubic metre of air expressed as NO <sub>2</sub>	500
75.	Ozone	Micrograms of ozone per cubic metre of air	200
76.	Pentaborane	Micrograms of pentaborane per cubic metre of air	3.0
77.	Pentachlorophenol	Micrograms of pentachlorophenol per cubic metre of air	90
78.	Phenol	Micrograms of phenol per cubic metre of air	100
79.	Phosgene	Micrograms of phosgene per cubic metre of air	130
80.	Phosphoric Acids	Micrograms of phosphoric acids per cubic metre of air expressed as P <sub>2</sub> O <sub>5</sub>	100
81.	Phthalic Anhydride	Micrograms of phthalic anhydride per cubic metre of air	100
82.	Propylene Dichloride	Micrograms of propylene dichloride per cubic metre of air	2,400
83.	Propylene Oxide	Micrograms of propylene oxide per cubic metre of air	78,000
84.	Silver	Total micrograms of silver in free and combined form per cubic metre of air	3
85.	Styrene	Micrograms of styrene per cubic metre of air	400
86.	Sulphur Dioxide	Micrograms of sulphur dioxide per cubic metre of air	830
87.	Sulphuric Acid	Micrograms of sulphuric acid per cubic metre of air	100
88.	Suspended Particulate Matter (particulate less than 44 microns in size)	Total micrograms of suspended particulate matter per cubic metre of air	100
89.	Tellurium (except hydrogen telluride)	Micrograms of tellurium in free and combined form per cubic metre of air	30
90.	Tetrahydrofuran	Micrograms of tetrahydrofuran per cubic metre of air	93,000
91.	Tin	Total micrograms of tin in free and combined form per cubic metre of air	30

ITEM	COLUMN 1	COLUMN 2	COLUMN 3
	Name of Contaminant	Unit of Concentration	Concentration at Point of Impingement—Half Hour Average
92.	Titanium	Total micrograms of titanium in free and combined form per cubic metre of air	100
93.	Toluene	Micrograms of toluene per cubic metre of air	2,000
94.	Toluene Di-isocyanate	Micrograms of toluene di-isocyanate per cubic metre of air	1.0
95.	Trichloroethylene	Micrograms of trichloroethylene per cubic metre of air	85,000
96.	Trifluorotrichloro Ethane	Micrograms of trifluoro trichloroethane per cubic metre of air	2.4 million
97.	Vanadium	Total micrograms of vanadium in free and combined form per cubic metre of air	5.0
98.	Vinylidene chloride (1, 1 Dichloro Ethene)	Micrograms of vinylidene chloride per cubic metre of air	26,000
99.	Xylenes	Micrograms of xylenes per cubic metre of air	2,300
100.	Zinc	Total micrograms of zinc in free and combined form per cubic metre of air	100

O. Reg. 873/74, s. 7, *part*; O. Reg. 271/77, s. 1.





## REGULATION 309

under the Environmental Protection Act

### GENERAL—WASTE MANAGEMENT

#### INTERPRETATION

#### 1. In this Regulation,

1. "access road" means a road that leads from a public road to a waste disposal site;
2. "agricultural waste" means waste, other than sewage, resulting from farm operations, including animal husbandry and where a farm operation is carried on in respect of food packing, food preserving, animal slaughtering or meat packing, includes the waste from such operations;
3. "cell", in respect of a landfilling site, means a deposit of waste that has been sealed by cover material so that no waste deposited in the cell is exposed to the atmosphere;
4. "composting" means the treatment of waste by aerobic decomposition of organic matter by bacterial action for the production of stabilized humus;
5. "cover material" means soil or other material approved for use in sealing cells in landfilling;
6. "dead animal" means an animal that dies naturally or from disease or by reason of accident and includes parts thereof;
7. "derelict motor vehicle" means a motor vehicle that,
  - i. is inoperable, and
  - ii. has no market value as a means of transportation, or, has a market value as a means of transportation that is less than the cost of repairs required to put it into operable condition;
8. "dump" means a waste disposal site where waste is deposited without cover material being applied at regular intervals;
9. "fly-ash" means particulate matter removed from combustion flue gases;
10. "grinding" means the treatment of waste by uniformly reducing the waste to particles of controlled maximum size;
11. "hailed liquid and hazardous waste collection system" means a waste management system or any part thereof for the collection, handling, transportation, storage or processing of hauled liquid industrial waste or hazardous waste but does not include the disposal thereof;
12. "hailed liquid industrial waste" means liquid waste, other than hauled sewage, that results from industrial processes or manufacturing or commercial operations and that is transported in a tank or other container for treatment or disposal, and includes sewage residue from sewage works that are subject to the provisions of the *Ontario Water Resources Act*;
13. "hailed sewage" means waste removed from,
  - i. a cesspool,
  - ii. a septic tank system,
  - iii. a privy vault or privy pit,
  - iv. a chemical toilet,
  - v. a portable toilet, or
  - vi. a sewage holding tank;
14. "hazardous waste" means waste that requires special precautions in its storage, collection, transportation, treatment or disposal, to prevent damage to persons or property and includes explosive, flammable, volatile, radioactive, toxic and pathological waste;
15. "incineration" means the treatment of waste by controlled burning, including measures for limiting air pollution, to reduce the volume of the waste and to leave it in a more stable form for disposal;
16. "incinerator ash" means the ash residue, other than fly-ash, resulting from incineration where the waste is reduced to ashes containing by weight less than 10 per cent of combustible materials;
17. "incinerator waste" means the residue from incineration, other than incinerator ash and fly-ash;

18. "inert fill" means earth or rock fill that contains no putrescible materials or soluble or decomposable chemical substances;
19. "individual collection system" means the collection of his own domestic wastes by a householder and the transportation of such wastes to a waste disposal site by the householder;
20. "landfilling" means the disposal of waste by deposit, under controlled conditions, on land or on land covered by water, and includes compaction of the waste into a cell and covering the waste with cover materials at regular intervals;
21. "marine craft waste disposal system" means a waste disposal system operated by a person or a municipality for the receiving of waste from marine craft for deposit in holding tanks;
22. "municipal waste management system" means a waste management system, or any part thereof, of which a municipality is the owner;
23. "on-site garbage grinder" means a grinder,
  - i. used for the treatment of waste that is subsequently discharged as sewage, and
  - ii. located in a building or structure used principally for functions other than waste management;
24. "on-site incinerator" means an incinerator that is located in a building or structure used principally for functions other than waste management;
25. "on-site road" means a road for the movement of vehicles and equipment within a waste disposal site;
26. "organic soil conditioning" means the incorporation of processed organic waste in the soil to improve its characteristics for crop or ground cover growth;
27. "packing and baling" means the treatment of waste by its compression into blocks or bales and binding or sheathing the blocks with wire, metal, plastic or other material;
28. "private waste management system" means a waste management system, or any part thereof, of which a person other than a municipality is the owner;

29. "processed organic waste" means waste that is predominantly organic in composition and has been treated by aerobic or anaerobic digestion, or other means of stabilization, and includes sewage residue from sewage works that are subject to the provisions of the *Ontario Water Resources Act*;
30. "scavenging" means the uncontrolled removal of reusable material from waste at a waste disposal site;
31. "transfer station" means a waste disposal site used for the purpose of transferring waste from a collection vehicle to another carrier for transportation to another waste disposal site. R.R.O. 1970, Reg. 824, s. 1; O. Reg. 217/73, s. 1; O. Reg. 382/73, s. 1; O. Reg. 75/74, s. 1.

#### DESIGNATION AND EXEMPTION OF WASTES

#### 2. The following are designated wastes:

1. Agricultural wastes.
2. Condemned animals or parts thereof at a plant licensed under the *Meat Inspection Act (Ontario)*, or an establishment operating under the *Meat Inspection Act (Canada)*.
3. Dead animals.
4. Derelict motor vehicles.
5. Hauled liquid industrial waste.
6. Hauled sewage.
7. Hazardous waste.
8. Incinerator waste.
9. Inert fill.
10. Processed organic waste.
11. Rock fill or mill tailings from a mine. R.R.O. 1970, Reg. 824, s. 2; O. Reg. 217/73, s. 2; O. Reg. 382/73, s. 2.

#### 3. The following wastes are exempted from Part V of the Act and this Regulation:

1. Agricultural wastes.
2. Condemned animals or parts thereof at a plant licensed under the *Meat Inspection Act (Ontario)* or an establishment operating under the *Meat Inspection Act (Canada)*.

3. Dead animals to which the *Dead Animal Disposal Act* applies.
4. Hauled sewage.
5. Inert fill.
6. Rock fill or mill tailings from a mine. O. Reg. 75/74, s. 2.

#### CLASSIFICATION AND EXEMPTION OF WASTE DISPOSAL SITES

#### 4. Waste disposal sites are classified as follows:

1. Composting sites.
2. Derelict motor vehicle sites.
3. Dumps.
4. Grinding sites.
5. Incineration sites.
6. Landfilling sites.
7. On-site incinerators.
8. On-site garbage grinders.
9. Organic soil conditioning sites.
10. Packing and baling sites.
11. Transfer stations. R.R.O. 1970, Reg. 824, s. 4; O. Reg. 217/73, s. 3; O. Reg. 382/73, s. 4.

#### 5. The following waste disposal sites are exempted from Part V of the Act and this Regulation:

1. On-site incinerators.
2. On-site garbage grinders.
3. Derelict motor vehicle sites. O. Reg. 75/74, s. 3; O. Reg. 724/79, s. 1.

#### CLASSIFICATION AND EXEMPTION OF WASTE MANAGEMENT SYSTEMS

#### 6. Waste management systems are classified as follows:

1. Municipal waste management systems.
2. Private waste management systems.
3. Individual collection systems.
4. Hauled liquid and hazardous waste collection systems.

5. Marine craft waste disposal systems.
6. Organic waste management systems. R.R.O. 1970, Reg. 824, s. 6; O. Reg. 217/73, s. 4.

#### 7. The following waste management systems are exempted from Part V of the Act and this Regulation:

1. Individual collection systems.
2. Marine craft waste disposal systems. O. Reg. 75/74, s. 4.

#### STANDARDS FOR WASTE DISPOSAL SITES

#### 8. The following are prescribed as standards for the location, maintenance and operation of a land-filling site:

1. Access roads and on-site roads shall be provided so that vehicles hauling waste to and on the site may travel readily on any day under all normal weather conditions.
2. Access to the site shall be limited to such times as an attendant is on duty and the site shall be restricted to use by persons authorized to deposit waste in the fill area.
3. Drainage passing over or through the site shall not adversely affect adjoining property and natural drainage shall not be obstructed.
4. Drainage that may cause pollution shall not, without adequate treatment, be discharged into watercourses.
5. Waste shall be placed sufficiently above or isolated from the maximum water table at the site in such manner that impairment of groundwater in aquifers is prevented and sufficiently distant from sources of potable water supplies so as to prevent contamination of the water, unless adequate provision is made for the collection and treatment of leachate.
6. Where necessary to isolate a landfilling site and effectively prevent the egress of contaminants, adequate measures to prevent water pollution shall be taken by the construction of berms and dykes of low permeability.
7. Where there is a possibility of water pollution resulting from the operation of a landfilling site, samples shall be taken and tests made by the owner of the site to measure the extent of egress of contaminants and, if necessary, measures shall be

taken for the collection and treatment of contaminants and for the prevention of water pollution.

8. The site shall be located a reasonable distance from any cemetery.
9. Adequate and proper equipment shall be provided for the compaction of waste into cells and the covering of the cells with cover material.
10. Where climatic conditions may prevent the use of the site at all times, provisions shall be made for another waste disposal site which can be used during such periods.
11. Where required for accurate determination of input of all wastes by weight, scales shall be provided at the site or shall be readily available for use.
12. All waste disposal operations at the site shall be adequately and continually supervised.
13. Waste shall be deposited in an orderly manner in the fill area, compacted adequately and covered by cover material by a proper landfilling operation.
14. Procedures shall be established for the control of rodents or other animals and insects at the site.
15. Procedures shall be established, signs posted, and safeguards maintained for the prevention of accidents at the site.
16. The waste disposal area shall be enclosed to prevent entry by unauthorized persons and access to the property shall be by roadway closed by a gate capable of being locked.
17. A green belt or neutral zone shall be provided around the site and the site shall be adequately screened from public view.
18. Whenever any part of a fill area has reached its limit of fill, a final cover of cover material shall be placed on the completed fill and such cover shall be inspected at regular intervals over the next ensuing period of two years and where necessary action shall be taken to maintain the integrity and continuity of the cover materials.
19. Scavenging shall not be permitted. R.R.O. 1970, Reg. 824, s. 10 (1); O. Reg. 217/73, s. 5 (1, 2).

9. The following are prescribed as standards for the location, maintenance and operation of an incineration site:

1. The location of the incineration site shall be selected so as to reduce the effects of nuisances, such as dust, noise, and traffic.
2. Incinerator waste shall be disposed of at a landfilling site.
3. The incinerator shall be located,
  - i. so that it is accessible for the transportation of wastes thereto without nuisance,
  - ii. taking into account meteorological considerations to minimize environmental effects, and
  - iii. so that the services and utilities required for the operation of the incinerator are available, including facilities for the disposal of residue and of quenching and scrubbing water.
4. The design and capacity of the incinerator shall be in accordance with accepted engineering practices and of a type and size adequate to efficiently process the quantities of waste that may be expected, so that a minimum volume of residue is obtained, the putrescible materials remaining as residue are reduced to a minimum and a minimum of air pollution results.
5. The following equipment shall be provided as necessary for particular applications:
  - i. Scales for the accurate determination of the input of all wastes by weight.
  - ii. A storage pit or other storage facilities.
  - iii. A crane or other means of removing waste from the pit or other storage facilities.
  - iv. Means of controlling dusts and odours.
  - v. Such instruments as may be necessary for the efficient operation of an incinerator.
6. The incineration site shall include an unloading area properly enclosed and of sufficient size for the intended operation.
7. Access roads shall be provided for vehicles hauling waste to the incineration site.
8. On-site fire protection shall be provided and, where possible, arrangements shall be made with a fire department or municipi-



pality for adequate fire fighting services in case of an emergency.

9. Scavenging shall not be permitted. R.R.O. 1970, Reg. 824, s. 11 (1); O. Reg. 217/73, s. 6 (1, 2).

10. The following are prescribed as standards for the location, maintenance and operation of a dump:

1. The fill area shall not be subject to flooding and shall be so located that no direct drainage leads to a watercourse.
2. The site shall be at least one-quarter of a mile from the nearest dwelling.
3. The site shall be at least two hundred yards from the nearest public road.
4. The site shall be at least 100 feet from any watercourse, lake or pond.
5. The site shall not be on land covered by water.
6. Signs shall be posted stating requirements for the operation of the dump, including measures for the control of vermin and insect infestation.
7. The site shall be so located and operated as to reduce to a minimum the hazards resulting from fire.
8. The operator of a dump shall apply such cover material at such intervals as is necessary to prevent harm or material discomfort to any person.
9. Scavenging shall not be permitted. R.R.O. 1970, Reg. 824, s. 12 (1); O. Reg. 217/73, s. 7 (1, 2).

11.—(1) Subject to subsection (2), no dump shall be established or operated in a city, borough, town, separated town, township, village or police village in any county, regional municipality or the Provisional County of Haliburton.

(2) A dump may be established in the following parts of Ontario:

1. The townships of Albemarle, Eastnor, Lindsay and St. Edmunds, in the County of Bruce.
2. The townships of Barrie, Bedford, Clarendon and Miller, Howe Island, Kennebec, Olden, and Palmerston and North and South Canonto, in the County of Frontenac.
3. The townships of Bangor, Wicklow and McClure, Carlow, Dungannon, Elzevir and Grimsthorpe, Herschel, Limerick, Madoc,

Marmora and Lake, Mayo, Monteagle, Tudor and Cashel, and Wollaston, in the County of Hastings.

4. The townships of Dalhousie and North Sherbrooke, Darling, Lavant, North Burgess, and South Sherbrooke, in the County of Lanark.
5. The townships of Asphodel, Belmont and Methuen, Chandos, Ennismore, Galway and Cavendish, and Harvey, in the County of Peterborough.
6. The townships of Bagot and Blithfield, Brougham, Brudenell and Lyndoch, Griffith and Matawatchan, Head, Clara, and Maria, North Algona, Radcliffe, Raglan, Sebastopol, and South Algona, in the County of Renfrew.
7. The townships of Carden, Dalton, and Laxton, Digby and Longford, in the County of Victoria.
8. The Improvement District of Bicroft, the townships of Anson, Hindon and Minden, Cardiff, Dysart, Bruton, Clyde, Dudley, Eyre, Guilford, Harburn, Harcourt and Havelock, Glamorgan, Lutterworth, Monmouth, Sherborne, McClintock and Livingstone, and Snowdon and Stanhope, in the Provisional County of Haliburton.

(3) No dump shall be established or operated in the following parts of the territorial districts of Ontario:

1. The City of Sault Ste. Marie, the towns of Blind River, Bruce Mines, Thessalon and Elliot Lake, and the villages of Hilton Beach and Iron Bridge, in the Territorial District of Algoma.
2. The City of Timmins, the towns of Cochrane, Hearst, Iroquois Falls, Kapuskasing and Smooth Rock Falls, and the townships of Glackmeyer, Tisdale and Whitney, in the Territorial District of Cochrane.
3. The towns of Dryden, Keewatin, Kenora, and Sioux Lookout, and the townships of Jaffray and Melick, in the Territorial District of Kenora.
4. The towns of Gore Bay and Little Current, in the Territorial District of Manitoulin.
5. That part of the District Municipality of Muskoka that, on the 31st day of December, 1970, was the towns of Bala, Bracebridge, Gravenhurst and Huntsville, and the villages of Port Carling, Port Sydney and Windermere.

6. The City of North Bay, the towns of Cache Bay, Mattawa and Sturgeon Falls, and the townships of Bonfield, East Ferris, Field and Springer, in the Territorial District of Nipissing.
7. The towns of Kearney, Parry Sound, Powassan and Trout Creek, the villages of Burk's Falls, Magnetawan, Rosseau, South River and Sundridge, and the townships of Foley, McDougall, North Himsworth, and South Himsworth, in the Territorial District of Parry Sound.
8. The towns of Fort Frances and Rainy River, and the Township of Atikokan, in the Territorial District of Rainy River.
9. That part of The Regional Municipality of Sudbury and the Territorial District of Sudbury that, on the 31st day of December, 1972, was the City of Sudbury, the towns of Capreol, Coniston, Copper Cliff, Espanola, Levack, Lively, Massey and Webbwood, and the townships of Balfour, Falconbridge, and Neelon and Garson, in the Territorial District of Sudbury.
10. The City of Thunder Bay, the Town of Geraldton and the townships of Beardmore, Manitowadge, Neebing, Nipigon, Oliver, Paipoonge, Schreiber, Shuniah, and Terrace Bay, and the improvement districts of Nakina and Red Rock, in the Territorial District of Thunder Bay.
11. The towns of Charlton, Cobalt, Englehart, Haileybury, Kirkland Lake, Latchford, and New Liskeard, the Village of Thornloe, and the townships of Armstrong, Bucke, Larder Lake and McGarry, in the Territorial District of Timiskaming. R.R.O. 1970, Reg. 824, s. 13.

12. The following are prescribed as standards for the location, maintenance and operation of an organic soil conditioning site:

1. The site shall be so located that it is an adequate distance from any watercourse, as determined by the land slope, to prevent direct surface drainage to the watercourse.
2. The site shall be at least 300 feet from the nearest individual dwelling.
3. The site shall be at least 1,500 feet from any area of residential development.
4. The site shall be so located that the maximum level of the ground water table at the site is at a sufficient distance below

the surface to prevent the impairment of ground water in aquifers as determined by the permeability of the soil.

5. The site shall be at least 300 feet from any water wells.
6. No processed organic waste shall be applied to the site during any period in which conditions are such that surface runoff is likely to occur taking into account land slope, soil permeability and the climatic conditions of the area.
7. The site shall be established only on land that is, or is intended to be, used for pasture, fallow or the growing of forage crops,
  - i. during the current growing season, or
  - ii. where application of the processed organic waste is made sometime after the current growing season, to the end of the subsequent growing season.
8. Berms and dykes of low permeability shall be constructed on the site where necessary to isolate the site and effectively prevent the egress of contaminants. O. Reg. 217/73, s. 9.

#### STANDARDS FOR WASTE MANAGEMENT SYSTEMS

13. The following are prescribed as standards for the operation of a waste management system:

1. All waste collection vehicles and waste carriers shall be so constructed as to enable waste to be transferred safely and without nuisance from storage containers to the vehicle.
2. Bodies of waste collection vehicles and waste carriers shall be so constructed as to withstand abrasion and corrosion from the waste.
3. Bodies of waste collection vehicles and waste carriers shall be leakproof and covered where necessary to prevent the emission of offensive odours, the falling or blowing of waste material from the vehicles or the release of dust or other air-borne materials that may cause air pollution. R.R.O. 1970, Reg. 824, s. 14 (1); O. Reg. 217/73, s. 8 (1).

## REGULATION 310

under the Environmental Protection Act

### MARINAS

#### 1. In this Regulation,

- (a) "commercial marina" means a place located on or adjacent to a body of water or a watercourse where overnight moorings, moorings for a fee, storage, repairs, or marine fuel are ordinarily provided for or supplied to pleasure boats in which toilets are installed and includes a place operated by a boat or yacht club;
- (b) "litter" means organic and inorganic waste, except sewage, and includes fuel, lubricants, paper, rags, bottles, glass, plastics, crockery, cans, scrap metal, junk, or similar refuse or garbage;
- (c) "marina" means a place located on or adjacent to a body of water or a watercourse where moorings or any services are provided for pleasure boats or the occupants thereof, and includes a commercial marina but does not include a place used primarily by the owner thereof for his purposes;
- (d) "operator" includes the owner or lessee of a marina;
- (e) "pleasure boat" means a boat used primarily for the carriage of a person or persons for pleasure, whether on charter or not, and whether for compensation or not, and includes a boat used on water for living purposes;
- (f) "pump-out facility" means a device or equipment for removing sewage from a pleasure boat in which a toilet is installed by the use of hose or pipe connected to a pump or equipment designed to create suction and located other than on the boat from which the sewage is to be removed;
- (g) "sewage" means all human excrement;

- (h) "toilet", in relation to a pleasure boat, means equipment designed or used for defecation or urination by humans. R.R.O. 1970, Reg. 646, s. 1.

#### 2. The operator of a marina shall,

- (a) provide at the marina containers for litter in sufficient number and so located that they can be conveniently used by occupants of pleasure boats;
- (b) ensure that the containers are maintained in a sound and sanitary condition; and
- (c) dispose of litter in the containers in accordance with all applicable laws. R.R.O. 1970, Reg. 646, s. 2.

#### 3. The operator of a commercial marina shall,

- (a) provide at the marina or arrange for at another place a pump-out facility that is easily accessible to and can be conveniently used by occupants of pleasure boats in which toilets are installed that are using the marina;
- (b) ensure that at all times during the period of operation of the marina any pump-out facility at the marina or arranged for at another place is in good operating condition;
- (c) remove or cause to be removed sewage from a pleasure boat in which a toilet is installed by means of a pump-out facility at the request of the person in charge of such boat upon payment of fee; and
- (d) transfer and dispose of sewage from any pump-out facility at the marina, or ensure the transfer and disposal of sewage from any pump-out facility arranged for at another place, in accordance with all applicable laws. R.R.O. 1970, Reg. 646, s. 3.



## REGULATION 311

### under the Environmental Protection Act

#### MOTOR VEHICLES

##### 1. In this Regulation,

- (a) "catalytic converter" means a device through which exhaust from a motor is passed in order to prevent or lessen the emission of a contaminant and which device would be impaired in its functioning by the use of leaded gasoline as a fuel for operation of the motor;
- (b) "gross vehicle weight" means the manufacturer's gross weight rating;
- (c) "leaded gasoline" means gasoline that is not unleaded gasoline;
- (d) "light duty motor vehicle" means a motor vehicle having a gross vehicle weight of 2,720 kilograms or less, but does not include a motorcycle;
- (e) "model year", when used with respect to a motor vehicle, means the model year designated by the manufacturer but, where the manufacturer does not make such a designation, means the calendar year in which the manufacture of a motor vehicle is completed;
- (f) "motorcycle" means a motor vehicle having a seat or saddle for the use of the driver and designed to travel on not more than three wheels in contact with the ground and includes a bicycle with a motor attached and a motor scooter;
- (g) "unleaded gasoline" means gasoline that contains not more than 0.013 grams of lead per litre and not more than 0.0013 grams of phosphorus per litre. O. Reg. 561/79, s. 1.

2. Motor vehicles for which a permit under the *Highway Traffic Act* has not been issued are exempt from all the provisions of this Regulation except section 4. O. Reg. 561/79, s. 2.

3.—(1) No person shall use leaded gasoline as a fuel to operate a motor vehicle manufactured with a catalytic converter.

(2) No person shall operate or cause or permit the operation of a motor vehicle with a catalytic converter after leaded gasoline has been used as a fuel in the motor vehicle until the catalytic converter has been repaired or replaced.

(3) A motor vehicle manufactured with a catalytic converter incorporated as part of a system to prevent or

lessen the emission of any contaminant shall include, as part of the system, a gasoline tank filler inlet that,

- (a) allows the insertion of a nozzle spout terminal end that has an outside diameter not greater than 2.134 centimetres;
- (b) has a restriction preventing the insertion of a nozzle spout terminal end that has an outside diameter greater than 2.362 centimetres; and
- (c) is designed to pass not more than 700 millilitres of gasoline into the tank when introduction of gasoline is attempted from a nozzle referred to in clause (b). O. Reg. 561/79, s. 3.

4. No person shall operate a light duty motor vehicle from which there is a visible emission of a contaminant or contaminants for more than fifteen seconds in any five-minute period. O. Reg. 561/79, s. 4.

5. In respect of a motor or motor vehicle manufactured with a system or device to prevent or lessen the emission of any contaminant, the system or device, or any replacement therefor,

- (a) shall be maintained and kept in such a state of repair that it is capable of performing the function for which it was intended; and
- (b) shall be kept installed on, attached to or incorporated in the motor or motor vehicle in such a manner that, when the motor or motor vehicle is operating, the system or device functions in the manner in which it was intended to function. O. Reg. 561/79, s. 5.

6.—(1) For a light duty motor vehicle of a model year and displacement listed in Column 1 of the Table, the figures appearing opposite in the remaining columns are prescribed as maximum emission standards for the vehicle with respect to the contaminant named at the head of each column when tested under the test conditions specified.

(2) Where a light duty motor vehicle is tested for compliance with the maximum emission standards prescribed by subsection (1),

- (a) the motor shall be at its normal operating temperature;
- (b) the transmission of the motor vehicle shall be in the neutral position;



- (c) for the test conditions indicated in Column 2, 4 or 6 of the Table the accelerator pedal shall not be depressed;

(d) for the test conditions indicated in Column 3, 5 or 7 of the Table the accelerator pedal shall be depressed, so as to produce a rotational speed of the motor of between 2,450 and 2,550 revolutions per minute; and
- (e) the test, except a test of visible emissions, shall be carried out using an infrared analyzer or other analytical device or procedure of equivalent accuracy.

(3) Every motor vehicle for which emission standards are prescribed in subsection (1) shall comply with such standards.

TABLE  
MAXIMUM EMISSION STANDARDS

		Exhaust Emissions				Visible Emissions of a Contaminant or Contaminants (seconds in any one-minute period)	
		Hydrocarbons (parts per million by volume)		Carbon Monoxide (per cent by volume)			
		Test Conditions					
		idle	fast idle	idle	fast idle	idle	fast idle
1		2	3	4	5	6	7
Model Year	Displacement						
Before 1969	2.29 litres or less	800	800	6	5	5	5
Before 1969	more than 2.29 litres	600	600	5	3	5	5
1969	2.29 litres or less	600	600	5	3	5	5
1969	more than 2.29 litres	500	500	4	2	5	5
1970 or 1971	2.29 litres or less	500	500	4	2.5	5	5
1970 or 1971	more than 2.29 litres	400	400	3	1.5	5	5
1972, 1973, 1974	2.29 litres or less	500	500	3.5	2	5	5
1972, 1973, 1974	more than 2.29 litres	400	400	2.5	1	5	5
1975 or after	2.29 litres or less	400	400	2.5	1.5	5	5
1975 or after	more than 2.29 litres	300	300	2	1	5	5

O. Reg. 561/79, s. 6.

7.—(1) A provincial officer, designated for the purpose of carrying out the provisions of Part III of the Act, or a police officer may, by written notice in Form 1, require the driver or owner of a motor vehicle to submit such motor vehicle for testing and inspection.

(2) Every driver or owner of a motor vehicle shall comply with a written notice given to him under subsection (1). O. Reg. 561/79, s. 7.

Form 1

*Environmental Protection Act*

NOTICE TO SUBMIT MOTOR VEHICLE

TAKE NOTICE that under the *Environmental Protection Act* and the regulations thereunder,

Name: .....

Address: .....

Driver Licence Number: .....

is required to submit the motor vehicle bearing Ontario Registration Plate Number ..... (year).....

to the inspection site at .....

on..... between the hours of  
(month) (day) (year)

..... and..... for testing and inspection.

Dated at..... this..... day of....., 19.....

.....  
Provincial Officer  
or  
Police Officer



REGULATION 312

under the Environmental Protection Act

SULPHUR CONTENT OF FUELS

INTERPRETATION

1. In this Regulation,
- (a) "fuel" includes any fuel used for heating, generating steam or electricity, or for industrial processes;

(b) "sulphur content" means the amount of sulphur in the fuel as determined by standard methods of sampling and testing and in the case of coal shall be determined as organic sulphur. R.R.O. 1970, Reg. 17, s. 1.

APPLICATION

2. This Regulation applies to The Municipality of Metropolitan Toronto. R.R.O. 1970, Reg. 17, s. 2.
3. Subject to section 4, no person shall use for fuel, or sell or offer for sale, any fuel referred to in Column 1 of the Schedule if the sulphur content of the fuel is greater than the maximum sulphur content set opposite thereto in Column 2 of the Schedule. O. Reg. 157/73, s. 1.
4. A fuel having a higher sulphur content than the maximum sulphur content prescribed for that fuel in the Schedule may be used for fuel, or sold or offered for sale to a purchaser if the user or purchaser has applied for and obtained a certificate of approval, under section 7 of the Act, for methods or devices that will result in emissions of sulphur dioxide no greater than if the fuel contained the sulphur content prescribed in the Schedule. R.R.O. 1970, Reg. 17, s. 4.

5. Every supplier of fuel,
- (a) shall report to the Air Resources Branch of the Ministry the sulphur content of the fuels supplied by him; and

(b) shall specify to the Air Resources Branch of the Ministry the source or sources of supply of the fuels supplied by him,

at such times and in such manner as the Air Resources Branch of the Ministry specifies. R.R.O. 1970, Reg. 17, s. 5.

6. Every supplier of fuel shall, upon the request of a provincial officer, provide duplicate samples of any fuel supplied by him. R.R.O. 1970, Reg. 17, s. 6.

Schedule

Fuel	COLUMN 1	COLUMN 2
	Grade or type of Fuel	Maximum Sulphur Content
Oil	1	0.5%
	2	0.5%
	4	1.5%
	5	1.5%
	6B	1.5%
	6C	1.5%
Coal	Bituminous	1.5%

O. Reg. 157/73, s. 2.





## REGULATION 313

### under the Environmental Protection Act

#### TRANSFERS OF LIQUID INDUSTRIAL WASTE

##### 1.—(1) In this Regulation,

- (a) "hauler of waste" means a person who transports liquid industrial waste;
- (b) "liquid industrial waste" means liquid waste that is a product of,
  - (i) an enterprise or activity involving industrial, manufacturing or commercial processes or operations,
  - (ii) research or an experimental enterprise or activity, or
  - (iii) an enterprise or activity to which subclause (i) would apply if the enterprise or activity were carried on for profit,

but does not include,

- (iv) waste that is a product of a sewage system subject to the provisions of Part VII of the Act or a sewage works subject to the *Ontario Water Resources Act* or waste that is removed from a holding tank to which regulations made under clause 136 (3) (a) or (b) of the Act apply,
- (v) waste discharged by its producer at the site where the waste is produced into municipal sanitary sewage works in accordance with applicable by-laws or into a sewage system, as defined in Part VII of the Act, that is being operated in accordance with the Act,
- (vi) waste disposed of at a waste disposal site as defined in Part V of the Act, operated by the producer of the waste and located on the site where the waste is produced, or
- (vii) waste that is wholly used or recycled.

(2) Liquid industrial waste is designated as a waste in addition to those wastes specified in clause 24 (d) of the Act. O. Reg. 926/76, s. 1.

2. Those facilities, equipment and operations of a producer of liquid industrial waste that are involved

in the collection, handling or storage of liquid industrial waste are classified as a Class 1 waste management system. O. Reg. 926/76, s. 2.

3. Those facilities, equipment and operations of a hauler of waste that are involved in transporting liquid industrial waste are classified as a Class 2 waste management system. O. Reg. 926/76, s. 3.

4.—(1) No operator of a Class 1 waste management system shall permit liquid industrial waste to pass from his control except by transfer of the liquid industrial waste to a Class 2 waste management system for which a certificate of approval or a provisional certificate of approval has been issued.

(2) Where liquid industrial waste is transferred to a Class 2 waste management system from a Class 1 waste management system,

- (a) the operator of the Class 2 waste management system shall provide to the operator of the Class 1 waste management system a numbered form obtained from the Ministry for the purpose, upon which form he has recorded his name and address and the registration number of the vehicle used; and
- (b) the operator of the Class 1 waste management system shall obtain from the operator of the Class 2 waste management system the form referred to in clause (a) and shall,

(i) record on the form,

- (A) the name and address of the producer of the liquid industrial waste,
- (B) the description and amount of the liquid industrial waste being transferred, and
- (C) the date, time and place of the transfer,

(ii) sign the form, and

- (iii) forward the completed form forthwith to the Ministry, retaining one copy thereof for a period of one year. O. Reg. 926/76, s. 4.

5.—(1) No operator of a Class 2 waste management system shall permit liquid industrial waste to pass from his control except by transfer of the liquid industrial waste,

- (a) to a waste management system or a waste disposal site for which a certificate of approval or a provisional certificate of approval has been issued; or
  - (b) to a sewage works under the *Ontario Water Resources Act* for which an approval under that Act has been issued and with the approval of the owner of such sewage works.
- (2) Where liquid industrial waste is transferred from a Class 2 waste management system,
- (a) the operator of the Class 2 waste management system shall,
    - (i) on a numbered form obtained from the Ministry for the purpose, record,
      - (A) his name and address,
      - (B) the registration number of the vehicle used,
      - (C) a list of the numbers of all the forms provided under clause 4 (2) (a) in respect of the liquid industrial waste being transferred, and
      - (D) if any of the liquid industrial waste being transferred was received from a Class 2 waste management system, a list of the numbers of all forms with which he was provided in respect of the receipt of the liquid industrial waste being transferred, and
    - (ii) if the transfer is to a sewage works under the *Ontario Water Resources Act*,
      - (A) record on the same form,
        - 1. the location of the sewage works,
        - 2. the description and amount of the liquid industrial waste being transferred, and
        - 3. the date, time and place of the transfer, and
      - (B) sign the form and forward the completed form forthwith to the Ministry, retaining one copy thereof for a period of one year, or
  - (iii) if the transfer is to a waste management system or waste disposal site, provide the operator thereof with the form prepared as prescribed in subclause (a) (i);
- (b) the operator of a waste management system or waste disposal site to which the liquid industrial waste is transferred shall obtain the form prepared as prescribed in subclause (a) (i) and shall,
- (i) record on the form,
    - (A) the location and the name of the operator of the waste management system or waste disposal site,
    - (B) the number of the certificate of approval or provisional certificate of approval for the waste management system or waste disposal site,
    - (C) the description and amount of the liquid industrial waste being transferred,
    - (D) the date, time and place of the transfer of the liquid industrial waste, and
    - (E) the date and method of disposal, the method of treatment or processing, or the destination of the liquid industrial waste, whichever is applicable,
  - (ii) sign the form, and
  - (iii) forward the completed form forthwith to the Ministry, retaining one copy thereof for a period of one year. O. Reg. 926/76, s. 5.
- 6.—(1) A Class 1 waste management system is exempt from section 27 of the Act in respect of the collection, handling and temporary storage of liquid industrial waste at the site where it is produced.
- (2) The exemption in subsection (1) does not apply where the liquid industrial waste is a product of a waste management system or waste disposal site. O. Reg. 926/76, s. 6.

## REGULATION 314

### under the Expropriations Act

#### CO-OPERATIVE DEVELOPMENT— NORTH PICKERING

1. The development of the lands described in Schedules 1, 2 and 3 for a planned community, and of the land described in Schedules 4 and 5, for an airport, by Her Majesty the Queen in right of Ontario and Her Majesty the Queen in right of Canada, is designated as a co-operative development. O. Reg. 575/72, s. 1.

#### Schedule 1

In the BOROUGH OF SCARBOROUGH, in THE MUNICIPALITY OF METROPOLITAN TORONTO, and being the lands bounded as follows:

Premising that all bearings herein are astronomic and referred to the central meridian of Zone 10 of the Ontario Co-ordinate System, being 79° 30' west longitude;

Beginning at a point, marked by a monument, in the east limit of Lot 1 Concession 3, a distance of 3445.02 feet measured southerly thereon from the northeast corner thereof;

thence northerly thereon to the northeast corner thereof, marked by a monument;

thence westerly along the south limit of the road allowance between Concessions 3 and 4 to a monument thereon, measured 200 feet easterly along said south limit from the northwest corner of Lot 2 Concession 3;

thence south 18° 17' 00" east 140.00 feet;

thence south 72° 44' 05" west to a monument in the west limit of Lot 2 Concession 3;

thence northerly along the said limit of Lot 2 Concession 3 to the northwest corner thereof, marked by a monument;

thence westerly along the south limit of the road allowance between Concessions 3 and 4 to a monument thereon, distant 1115.75 feet measured easterly along said south limit from the northwest corner of Lot 4 Concession 3;

thence south 18° 45' 10" east 232.85 feet to a monument;

thence south 71° 16' 40" west to a monument in the west limit of Lot 4 Concession 3;

thence northerly along the west limit of Lot 4 Concession 3 and the production thereof to its intersection, marked by a monument, with the north limit of the road allowance between Concessions 3 and 4;

thence westerly along the north limit of the road allowance between Concessions 3 and 4 to the southeast corner of Lot 9 Concession 4, marked by a monument;

thence northerly along the east limit of Lot 9 Concession 4 a distance of 334.04 feet to a point;

thence north 47° 03' 30" west 282.47 feet to a monument

thence north 37° 32' 00" west 197.00 feet to a monument;

thence north 4° 54' 10" west 178.87 feet to a monument;

thence south 75° 44' 00" west 228.21 feet to a monument;

thence south 39° 33' 00" west 118.26 feet to a monument;

thence south 70° 28' 20" west 92.77 feet to a monument;

thence north 78° 28' 20" west 157.13 feet to a monument;

thence south 20° 25' 30" west 137.12 feet to a monument;

thence south 34° 12' 30" west 122.33 feet to a monument;

thence south 61° 59' 10" west 167.92 feet to a monument;

thence north 83° 01' 00" west 207.28 feet to a monument;

thence north 58° 23' 30" west 112.30 feet to a monument in the east limit of Lot 10 Concession 4;

thence south 61° 19' 40" west 160.67 feet to a monument;

thence south 11° 31' 20" east 96.88 feet to a monument;

thence south 23° 24' 10" west 83.31 feet to a monument;	thence north 79° 27' 30" west 67.72 feet to the west limit of Lot 10 Concession 4;
thence south 37° 07' 10" west 68.80 feet to a monument;	thence north 79° 27' 30" west 6.83 feet to a monument;
thence south 46° 37' 10" west 96.65 feet to a monument;	thence north 54° 17' 30" west 101.94 feet to the east limit of Lot 11 Concession 4;
thence south 31° 38' 00" west 51.79 feet to a monument;	thence north 54° 17' 30" west 33.07 feet to a monument;
thence south 40° 44' 50" west 100.17 feet to a monument;	thence north 46° 38' 50" west 122.71 feet to a monument;
thence south 75° 48' 00" west 100.49 feet to a monument;	thence north 36° 45' 20" west 113.18 feet to a monument;
thence north 81° 19' 30" west 118.56 feet to a monument;	thence north 27° 52' 10" west 71.07 feet to a monument;
thence north 53° 08' 50" west 146.11 feet to a monument;	thence north 29° 53' 50" west 49.07 feet to a monument;
thence north 69° 37' 20" west 96.62 feet to a monument;	thence north 52° 12' 00" west 82.72 feet to a monument;
thence north 55° 32' 00" west 175.65 feet to a monument;	thence north 82° 14' 10" west 303.25 feet to a monument;
thence north 46° 52' 40" west 102.08 feet to a monument;	thence north 61° 59' 40" west 163.30 feet to a monument;
thence north 55° 56' 40" west 75.99 feet to a monument;	thence north 28° 21' 10" west 88.21 feet to a monument;
thence north 60° 09' 10" west 59.81 feet to a monument;	thence north 43° 25' 00" west 77.30 feet to a monument;
thence south 83° 01' 30" west 57.23 feet to a monument;	thence north 53° 58' 30" west 64.22 feet to a monument;
thence north 60° 38' 40" west 46.41 feet to a monument;	thence north 77° 54' 30" west 74.96 feet to a monument;
thence north 84° 21' 00" west 42.75 feet to a monument;	thence south 66° 20' 40" west 145.31 feet to a monument;
thence north 36° 14' 50" west 100.44 feet to a monument;	thence south 61° 59' 30" west 83.96 feet to a monument;
thence south 53° 02' 20" west 65.79 feet to a point in the west limit of Lot 10 Concession 4;	thence south 39° 14' 20" west 104.91 feet to a monument;
thence south 53° 02' 20" west 15.45 feet to a monument;	thence south 58° 12' 30" west 73.88 feet to a monument;
thence north 50° 03' 10" west 31.78 feet to a monument;	thence south 67° 20' 30" west 59.22 feet to a monument;
thence north 40° 12' 10" east 36.82 feet to the west limit of Lot 10 Concession 4;	thence south 29° 44' 00" west 44.42 feet to a monument;
thence north 40° 12' 10" east 69.66 feet to a monument;	thence south 86° 48' 50" west 115.63 feet to the west limit of Lot 11 Concession 4;



thence south  $86^{\circ} 48' 50''$  west 89.34 feet to a monument;

thence north  $66^{\circ} 33' 00''$  west 71.96 feet to a monument;

thence south  $87^{\circ} 16' 20''$  west 167.52 feet to a monument;

thence south  $65^{\circ} 11' 20''$  west 42.64 feet to a monument;

thence north  $82^{\circ} 56' 40''$  west 138.92 feet to a monument;

thence north  $88^{\circ} 22' 00''$  west 194.07 feet to a monument;

thence north  $59^{\circ} 07' 20''$  west 119.21 feet to a monument;

thence north  $45^{\circ} 45' 00''$  west 132.52 feet to a monument;

thence north  $36^{\circ} 30' 10''$  west 72.22 feet to a monument;

thence north  $23^{\circ} 27' 10''$  west 143.34 feet to a monument;

thence north  $0^{\circ} 58' 40''$  east 133.09 feet to a monument;

thence north  $4^{\circ} 44' 40''$  east 87.07 feet to a monument;

thence north  $19^{\circ} 12' 00''$  east 109.17 feet to a monument;

thence north  $6^{\circ} 55' 50''$  east 93.75 feet;

thence north  $73^{\circ} 13' 30''$  east 637.60 feet to a monument in the west limit of Lot 11 Concession 4;

thence northerly along the west limit of Lot 11 Concession 4 to the northwest corner thereof, marked by a monument;

thence north  $12^{\circ} 59' 00''$  west 66.19 feet to the southwest corner of Lot 11 Concession 5, marked by a monument;

thence northerly along the west limit of Lot 11 Concession 5 to the northwest corner thereof, marked by a monument;

thence westerly along the north limit of Lot 12 Concession 5 a distance of 504.86 feet to a monument;

thence north  $9^{\circ} 44' 50''$  west to the intersection with the north boundary of the Borough of Scarborough;

thence easterly along the north boundary of the Borough of Scarborough to the northeast corner thereof;

thence southerly along the east boundary of the Borough of Scarborough to its intersection with a line drawn on the course of north  $46^{\circ} 46' 30''$  east through the point of commencement;

thence south  $46^{\circ} 46' 30''$  west 36.38 feet, more or less, to the place of beginning. O. Reg. 575/72, Sched. 1.

## Schedule 2

In the TOWN OF MARKHAM, in THE REGIONAL MUNICIPALITY OF YORK, and being the lands bounded as follows:

Premising that all bearings herein are astronomic and referred to the central meridian of Zone 10 of the Ontario Co-ordinate System, being  $79^{\circ} 30'$  west longitude;

Beginning at the southwest corner of Lot 1 Concession 9, marked by a cut cross on a boulder;

thence northerly along the east limit of the road allowance between Concessions 8 and 9 to a monument distant 100.00 feet measured southerly thereon from the northwest corner of Lot 4 Concession 9, marked by a monument;

thence north  $72^{\circ} 40' 50''$  east 249.86 feet to a monument;

thence north  $10^{\circ} 05' 00''$  west 100.00 feet to a monument in the north limit of Lot 4 Concession 9;

thence south  $72^{\circ} 39' 40''$  west along the north limit of Lot 4 Concession 9 a distance of 40.38 feet to a monument;

thence north  $10^{\circ} 02' 50''$  west 1025.20 feet to a monument;

thence north  $72^{\circ} 50' 20''$  east 780.31 feet to a monument;

thence north  $22^{\circ} 25' 00''$  west 71.28 feet to a monument;

thence north  $72^{\circ} 50' 20''$  east 331.48 feet to a monument;

thence north  $21^{\circ} 29' 40''$  west 229.68 feet to a monument in the north limit of Lot 5 Concession 9;

thence south  $72^{\circ} 50' 20''$  west along the north limit of Lot 5 Concession 9 a distance of 5.20 feet to a monument;

thence north  $22^{\circ} 26' 20''$  west 66.28 feet to a monument in the south limit of Lot 6 Concession 9;

thence south  $72^{\circ} 50' 20''$  west along the south limit of Lot 6 Concession 9 a distance of 37.28 feet to the southeast corner, marked by a monument, of Lot 15 of Block E according to Registered Plan 19, duly



registered in the Land Registry Office for the Registry Division of Toronto Boroughs and York South;

thence north 10° 27' 10" west along the east limit of said Lot 15 a distance of 165.00 feet to the northeast corner thereof, marked by a monument;

thence south 72° 50' 20" west along the north limit of said Block E 562.21 feet to the northwest corner of Lot 8 of Block E, marked by a monument;

thence south 10° 22' 40" east along the west limit of said Lot 8 a distance of 165.00 feet to the southwest corner thereof, marked by a monument;

thence south 72° 50' 20" west along the south limit of Lot 6 Concession 9 a distance of 16.62 feet to the southeast corner of Lot 7 of said Block E, marked by a monument;

thence north 10° 22' 40" west along the east limit of said Lot 7 a distance of 165.00 feet to the northeast corner thereof, marked by a monument;

thence south 72° 50' 20" west along the north limit of said Block E 298.00 feet to the northwest corner of Lot 4 of said Block E, marked by a monument;

thence south 10° 22' 40" east along the west limit of said Lot 4 a distance of 165.00 feet to the southwest corner thereof, marked by a monument;

thence south 72° 50' 20" west along the south limit of Lot 6 Concession 9 a distance of 33.00 feet to the southeast corner of Lot 3 of said Block E, marked by a monument;

thence north 10° 22' 40" west along the east limit of said Lot 3 a distance of 165.00 feet to the northeast corner thereof, marked by a monument;

thence south 72° 50' 20" west along the north limit of said Block E to its intersection with the east limit of Block D according to said Registered Plan 19, marked by a monument;

thence north 10° 24' 40" west along the east limit of said Block D a distance of 496.43 feet to a monument;

thence north 10° 10' 40" west continuing along the east limit of said Block D a distance of 67.08 feet to the northeast corner of Lot 7 of said Block D, marked by a monument;

thence south 71° 42' west along the north limit of said Lot 7 of Block D a distance of 165.37 feet to the northwest corner thereof, marked by a monument;

thence north 10° 22' 40" west along the west limit of Lot 6 Concession 9 a distance of 33.00 feet to the southwest corner of Lot 8 of said Block D, marked by a monument;

thence north 71° 42' east along the south limit of said Lot 8 of Block D a distance of 165.38 feet to the southeast corner thereof, marked by a monument;

thence north 10° 24' 50" west along the east limit of said Block D a distance of 330.40 feet to a monument;

thence north 8° 52' 30" west continuing along the east limit of Block D a distance of 244.84 feet to the northeast corner of Lot 12 of said Block D, marked by a monument;

thence south 72° 21' 30" west along the north limit of said Lot 12 of Block D a distance of 171.38 feet to the northwest corner thereof, marked by a monument, being a point in the east limit of the road allowance between Concessions 8 and 9;

thence northerly along the east limit of the road allowance between Concessions 8 and 9 to a point thereon, marked by a monument, distant 15.00 feet measured northerly thereon from the southwest corner of Lot 12 Concession 9;

thence north 72° 05' 20" east 1758.00 feet to a monument;

thence north 10° 37' 40" west 1260.00 feet to a monument;

thence south 72° 08' 10" west 708.52 feet to a monument;

thence south 72° 22' 10" west 823.03 feet to a monument;

thence south 10° 38' 10" east 99.59 feet to a monument;

thence south 71° 57' 10" west 226.56 feet to a point, marked by a monument, in the east limit of the road allowance between Concessions 8 and 9 distant 166.56 feet measured southerly thereon from the northwest corner of Lot 12 Concession 9, marked by a monument;

thence northerly along the east limit of the road allowance between Concessions 8 and 9 to the northwest corner of Lot 19 Concession 9, marked by a monument;

thence easterly along the north limit of Lot 19 Concession 9 a distance of 3421.09 feet to its intersection, marked by a monument, with a line drawn parallel to the eastern boundary of Lots 18 and 19 Concession 9 a distant 3300 feet measured westerly therefrom and at right angles thereto;

thence southerly along said parallel line 2661.88 feet to its intersection with the south limit of Lot 18 Concession 9, marked by a monument;

thence easterly along the south limit of Lot 18 Concession 9 to the southeast corner thereof, marked by a monument;

thence north  $72^{\circ} 21' 30''$  east 66.55 feet to a point, marked by a monument, in the west limit of Lot 17 Concession 10;

thence north  $10^{\circ} 15' 20''$  west along the west limit of Lot 17 Concession 10 a distance of 45.00 feet to the northwest corner thereof, marked by a monument;

thence easterly along the north limit of Lot 17 Concession 10 a distance of 2960.78 feet to its intersection, marked by a monument, with a line drawn parallel to the easterly boundary of Lot 17 Concession 10 and distant 2500 feet measured westerly therefrom and at right angles thereto;

thence south  $18^{\circ} 52' 50''$  east along the last-mentioned parallel line, 1292.45 feet to its intersection, marked by a monument with the south limit of Lot 17 Concession 10;

thence easterly along the southerly limit of Lot 17 Concession 10 and the production thereof to intersection with the easterly boundary of the Town of Markham;

thence southerly along the easterly boundary of the Town of Markham to its southerly boundary;

thence westerly along the southerly boundary of the Town of Markham to its intersection with a line drawn on the course of south  $9^{\circ} 44' 50''$  east through the point of commencement;

thence north  $9^{\circ} 44' 50''$  west to the place of beginning.  
O. Reg. 575/72, Sched. 2.

### Schedule 3

In the TOWNSHIP OF PICKERING in the COUNTY OF ONTARIO, as they existed on the 31st day of December, 1973, and being the lands bounded as follows:

Premising that all bearings herein are astronomic and referred to the central meridian of Zone 10 of the Ontario Co-ordinate System, being  $79^{\circ} 30'$  west longitude;

Beginning at the point of intersection, marked by a monument, of a line drawn on a course of north  $70^{\circ} 24' 10''$  east through the southeast corner of Lot 17 Concession 10 in the Town of Markham in The Regional Municipality of York with the west limit of Lot 35 Concession 6 in the Township of Pickering and which point of intersection is distant 2610.78 feet measured south  $18^{\circ} 53' 00''$  east along the said west limit from the northwest corner of Lot 35 Concession 6, marked by a monument;

thence south  $18^{\circ} 53' 00''$  east along said west limit 794.21 feet to a monument;

thence north  $73^{\circ} 09' 30''$  east 964.93 feet to a monument;

thence north  $19^{\circ} 38' 20''$  west 10.00 feet to a monument;

thence north  $72^{\circ} 52' 30''$  east 746.26 feet to a monument in the east limit of Lot 35 Concession 6;

thence north  $17^{\circ} 30' 00''$  west along the east limit of Lot 35 Concession 6 a distance of 527.74 feet to a monument;

thence north  $72^{\circ} 30' 00''$  east 66.00 feet to a monument in the west limit of Lot 34 Concession 6;

thence south  $17^{\circ} 30' 00''$  east along the west limit of Lot 34 Concession 6 a distance of 350.67 feet to a monument;

thence north  $70^{\circ} 45' 40''$  east 1333.18 feet to a monument in the division line between lots 33 and 34 Concession 6;

thence north  $79^{\circ} 28' 20''$  east 703.06 feet to a monument;

thence north  $72^{\circ} 05' 00''$  east 625.00 feet to a monument in the east limit of Lot 33 Concession 6;

thence south  $17^{\circ} 55' 00''$  east along the east limit of Lot 33 Concession 6 a distance of 64.72 feet to a monument;

thence north  $71^{\circ} 58' 00''$  east 66.00 feet to a monument in the west limit of Lot 32 Concession 6;

thence south  $17^{\circ} 55' 00''$  east along the west limit of Lot 32 Concession 6 a distance of 1500.00 feet to its intersection, marked by a monument, with a line drawn parallel to the south limit of Lot 32 Concession 6 and distant 2000 feet measured northerly therefrom and at right angles thereto;

thence easterly along said parallel line to its intersection, marked by a monument, with the east limit of Lot 32 Concession 6;

thence easterly on a line drawn parallel to the south limit of Lot 31 Concession 6 and distant 2000 feet measured northerly therefrom and at right angles thereto, to its intersection, marked by a monument, with the west limit of Lot 30 Concession 6;

thence southerly along the west limit of Lot 30 to its intersection with the northerly limit of the King's Highway as widened (known as Highway No. 7) and shown on a plan deposited in the Land Registry Office for the Registry Division of Durham as number 150;

thence easterly following the northerly limit of said highway as shown on plans deposited in said Land Registry Office as numbers 150, 216, 307 and 272 to its intersection with the production northerly of the west limit of Lot 14 according to Registered Plan 10 duly registered in said Land Registry Office;

thence southerly and easterly to and along the westerly and southerly boundaries of said Lot 14 to the southeast corner thereof being a point in the west limit of Lot 12 according to Registered Plan 530, duly registered in said Registry Office;

thence southerly along the west limit of said Lot 12 to the southwest corner thereof;

thence easterly along the south limits of Lots 12, 11, 10, 9, 8 and 7 according to said Registered Plan 530 to the southeast corner of said Lot 7;

thence northerly along the east limit of said Lot 7 to the northwest corner of a one foot reserve according to said Registered Plan 530;

thence easterly along the north limit of the said one foot reserve to the northeast corner thereof;

thence southerly along the easterly limit of the said one foot reserve to the southeast corner thereof, also being the southwest corner of Lot 6 according to said Registered Plan 530.

thence easterly along the southerly limit of said Lot 6 to the southeast corner thereof also being the southwest corner of Lot 5 according to said Registered Plan 10;

thence easterly, southerly and easterly following the limit of said Registered Plan 10 to the southeast corner of Lot 7 according to said Registered Plan 10;

thence northerly along the east limit of the last-mentioned Lot 7 to its intersection with the westerly production of the south limit of Lot 58 according to said Registered Plan 10;

thence easterly to and along the south limit of said Lot 58, to the southeast corner thereof;

thence northerly and easterly following the easterly and southerly limits of said Registered Plan 10 to the southeast corner of Lot 34 according to said Registered Plan 10;

thence northerly following the easterly limit of said Registered Plan 10 and the production northerly thereof to its intersection with northerly limit of the King's Highway (known as Highway 7) as shown on a plan deposited in said Land Registry Office as number 288;

thence easterly along the northerly limit of the said King's Highway to its intersection with the production northerly of the east limit of Lot 17 Concession 5;

thence southerly to and along the east limit of Lot 17 Concession 5 and the production thereof to its intersection with the north limit of Lot 17 Concession 4;

thence easterly along the north limit of Lot 17 Concession 4 a distance of 126.33 feet to a monument;

thence south  $16^{\circ} 29' 40''$  east 203.01 feet to a monument;

thence north  $72^{\circ} 59' 20''$  east 203.19 feet to a monument in the east limit of Lot 17 Concession 4;

thence southerly along the east limit of Lot 17 Concession 4 to a point distant 4433.41 feet measured southerly thereon from the northeast corner thereof;

thence north  $60^{\circ} 57' 10''$  east 688.66 feet;

thence north  $60^{\circ} 07' 40''$  east 755.95 feet;

thence south  $15^{\circ} 59' 50''$  east 563.14 feet to a monument;

thence south  $15^{\circ} 58' 30''$  east 397.03 feet to a monument;

thence south  $14^{\circ} 57' 00''$  east 101.47 feet to a monument;

thence south  $15^{\circ} 24' 10''$  east 317.45 feet to a monument;

thence south  $18^{\circ} 41' 20''$  east 126.30 feet to a monument;

thence south  $13^{\circ} 32' 50''$  east 58.00 feet to a monument;

thence south  $15^{\circ} 56' 20''$  east 350.79 feet to the north limit of the Canadian Pacific Railway right-of-way;

thence westerly along the limit of the Canadian Pacific Railway right-of-way 1.48 feet to its intersection with the east limit of Lot 16 Concession 4;

thence southerly along the east limit of Lot 16 Concession 4 a distance of 102.27 feet to the south limit of the Canadian Pacific Railway right-of-way;

thence easterly along the south limit of the Canadian Pacific Railway right-of-way 1.30 feet to a monument;

thence south  $16^{\circ} 21' 50''$  east 614.59 feet to a monument;

thence south  $16^{\circ} 06' 40''$  east 27.01 feet to the southeast corner of Lot 16 Concession 4;

thence south  $17^{\circ} 56' 30''$  east 66.00 feet to the north limit of Lot 16 Concession 3;

thence north  $72^{\circ} 00' 40''$  east along the north limit of Lot 16 Concession 3 a distance of 49.18 feet to the northeast corner thereof;

thence southerly along the east limit of Lot 16 Concession 3 a distance of 4618.51 feet to a monument;



thence south 50° 05' 40" west 4201.07 feet to a monument in the south limit of Lot 18 Concession 3;

thence south 45° 47' 20" west 148.12 feet to a monument in the north limit of Lot 18 Concession 2;

thence south 30° 28' 40" west 74.58 feet to a monument;

thence south 54° 21' 50" west 172.97 feet to a monument;

thence south 50° 48' 00" west 1494.09 feet to a monument;

thence south 50° 46' 30" west 411.04 feet to a monument;

thence south 50° 05' 40" west 1014.62 feet to a monument in the east limit of Lot 21 Concession 2;

thence south 17° 59' 20" east along the east limit of Lot 21 Concession 2 a distance of 494.01 feet;

thence south 68° 53' 00" west 354.10 feet to a monument;

thence south 69° 14' 40" west 651.50 feet to a monument;

thence south 71° 08' 30" west 318.78 feet to a monument in the west limit of Lot 21 Concession 2;

thence north 17° 42' 30" west along the west limit of Lot 21 Concession 2 a distance of 18.30 feet to a monument;

thence south 50° 46' 20" west 4386.71 feet to a monument in the east limit of Lot 25 Concession 2;

thence south 17° 43' 20" east along the east limit of Lot 25 Concession 2 a distance of 782.59 feet to a monument;

thence south 72° 17' 00" west 368.00 feet to a monument;

thence south 17° 44' 50" east 115.00 feet to a monument;

thence north 72° 16' 00" east 268.00 feet to a monument;

thence north 86° 21' 00" east 103.12 feet to a monument in the east limit of Lot 25 Concession 2;

thence south 17° 43' 20" east along the east limit of Lot 25 Concession 2 a distance of 594.40 feet to a monument;

thence south 81° 33' 30" west 1993.98 feet to a monument;

thence south 16° 39' 00" east 381.80 feet to a monument;

thence south 73° 24' 00" west 647.49 feet to a monument;

thence north 17° 08' 00" west 172.91 feet to a monument;

thence south 73° 08' 30" west 387.78 feet to a monument;

thence south 52° 59' 00" west 361.57 feet to a monument;

thence south 67° 44' 30" west 679.80 feet to a monument in the west limit of Lot 27 Concession 2;

thence south 50° 46' 40" west 890.83 feet to a monument;

thence south 46° 13' 30" west 563.37 feet to the west limit of Lot 28 Concession 2;

thence south 46° 11' 20" west 73.47 feet to the east limit of Lot 29 Concession 2;

thence south 46° 13' 30" west 332.27 feet to a monument;

thence south 47° 51' 50" west 1041.29 feet to a monument;

thence south 52° 23' 00" west 94.42 feet to a monument in the west limit of Lot 29 Concession 2;

thence south 52° 26' 20" west 710.76 feet to a monument;

thence south 17° 09' 00" east 180.65 feet to a monument in the south limit of Lot 30 Concession 2;

thence south 74° 08' 20" west 659.07 feet along the south limit of Lot 30 Concession 2 to its intersection with the production northerly of the east limit of Lot 31 Concession 1, marked by a monument;

thence south 17° 24' 00" east to and along the east limit of Lot 31 Concession 1 a distance of 363.00 feet to a monument;

thence south 73° 59' 00" west 508.00 feet to a monument;

thence south 46° 49' 40" west 167.82 feet to a monument;

thence south 46° 50' 20" west 1476.97 feet;

thence south 46° 49' 50" west 757.27 feet to a monument;

thence south 46° 47' 10" west 17.95 feet;

thence south 46° 50' 10" west 92.59 feet to a monument;

thence south 17° 54' 20" east 208.95 feet to a monument;

thence south 70° 07' 50" west 415.53 feet to a monument;

thence south 46° 49' 30" west 370.85 feet to a monument;

thence south 46° 45' 00" west 484.77 feet to a monument;

thence south 46° 07' 40" west 80.35 feet to a monument in the east limit of Lot 22 according to Registered Plan 329 duly registered in the Registry Office for the Registry Division of Ontario County at Whitby;

thence south 17° 26' 20" east along the east limit of said Lot 22 a distance of 166.93 feet to the southeast corner thereof, marked by a monument;

thence south 72° 49' 20" west along the south limit of said Lot 22 a distance of 403.30 feet to a monument;

thence south 46° 49' 40" west 395.25 feet to a monument in the east limit of Lot 6 according to said Registered Plan 329;

thence south 17° 19' 00" east along the east limit of said Lot 6 a distance of 190.17 feet to the southeast corner thereof, marked by a monument;

thence south 72° 53' 50" west along the south limit of said Lot 6 a distance of 388.52 feet to a monument;

thence south 46° 51' 00" west 235.20 feet to a monument;

thence south 46° 50' 10" west 840.83 feet to a monument;

thence south 19° 16' 40" east 199.35 feet to a monument;

thence south 72° 33' 40" west 420.39 feet to a monument;

thence south 46° 46' 30" west 289.60 feet to a monument in the west limit of Lot 35 Concession 1 distant 3415.05 feet measured southerly along the west limit of Lot 35 Concession 1 from the north-west corner thereof, marked by a monument;

thence south 46° 46' 30" west 36.38 feet more or less to its intersection with the west boundary of the Township of Pickering;

thence northerly along the west boundary of the Township of Pickering to its intersection with a line drawn on the course of south 70° 24' 10" west through the point of commencement;

thence north 70° 24' 10" east 33 feet, more or less, to the place of beginning.

#### Schedule 4

In the TOWN OF MARKHAM, and in the TOWN OF WHITCHURCH-STOUFFVILLE both in THE REGIONAL MUNICIPALITY OF YORK, and being composed of:

1. All that part of Lots 25, 26, 27, 28, 29, 30 and 31 in Concession 8 in the Town of Markham lying east of a line drawn parallel to the eastern boundary of said Lots 25, 26, 27, 28, 29, 30 and 31 and distant 3300 feet measured westerly therefrom at right angles thereto.
2. All that part of Lots 18 and 19, in Concession 9 in the Town of Markham lying east of a line drawn parallel to the eastern boundary of said Lots 18 and 19 and distant 3300 feet measured westerly therefrom at right angles thereto.
3. All of Lots 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30 and 31 in Concession 9 in the Town of Markham.
4. All that part of Lot 17 in Concession 10 in the Town of Markham lying east of a line drawn parallel to the eastern boundary of the said Lot and distant 2500 feet measured westerly therefrom at right angles thereto.
5. All of Lots 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30 and 31 in Concession 10 in the Town of Markham.
6. All of the east half of Lot 32 in Concession 9 in the Town of Whitchurch-Stouffville.
7. All that part of Lot 32 in Concession 10 in the Town of Whitchurch-Stouffville lying south of a line drawn parallel to the northern boundary of the said Lot and distant 650 feet measured southerly therefrom at right angles thereto.
8. All that part of the allowance for road between Lots 25 and 26 in Concession 8 in the Town of Markham lying east of a line drawn parallel to the production northerly of the eastern boundary of said Lot 25 and distant 3300 feet measured westerly therefrom at right angles thereto.
9. All that part of the allowance for road between Lots 30 and 31 in Concession 8 in the Town of Markham lying east of a line drawn parallel to the production northerly of the eastern boundary of said Lot 30 and distant 3300 feet measured westerly therefrom at right angles thereto.
10. All of the allowance for roads between Lots 20 and 21, between Lots 25 and 26 and between Lots 30 and 31 in Concessions 9 and 10 in the Town of Markham.



11. All of the allowance for road between Concessions 8 and 9 in the Town of Markham lying between the production easterly of the southern boundary of Lot 25 in Concession 8 and the production westerly of the northern boundary of Lot 31 in Concession 9.
12. All of the allowance for road between Concessions 9 and 10 in the Town of Markham and in the Town of Whitchurch-Stouffville lying between the production easterly of the southern boundary of Lot 18 in Concession 9 and the production westerly of a line drawn parallel to the northern boundary of Lot 32 in Concession 10 and distant 650 feet measured southerly therefrom at right angles thereto.
13. All of the allowance for road between the Town of Markham and the Township of Pickering, in the County of Ontario, lying between the production easterly of the southern boundary of Lot 17 in Concession 10 in the Town of Markham and the production westerly of the northern boundary of the south half of Lot 35 in Concession 9 in the Township of Pickering. O. Reg. 575/72, Sched. 4.
4. All that part of Township Lot 19 in Concession 6, Township of Pickering, being composed of all of Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24 and 25 and all of the streets as shown on the said plan of the Village of Brougham, registered as Plan Number 10.
5. All of Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18 and all of the streets and avenues, as shown on a plan of subdivision registered in the said Land Registry Office as Plan Number 530.
6. All of Lots 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29 and 30 in Concession 6 in the Township of Pickering, saving and excepting thereout and therefrom all those parts of Lots 29 and 30 taken for the King's Highway No. 7, as shown on plans deposited in the said Land Registry Office as Deposited Plans No. 150 Highways, and No. 216 Highways.
7. All that part of Lot 31 in Concession 6 in the Township of Pickering, lying north of a line drawn parallel to the southern boundary of the said Lot and distant 2000 feet measured northerly therefrom at right angles thereto.
8. All that part of Lot 32 in Concession 6 in the Township of Pickering being designated as Part 1 as shown on a plan deposited in the said Land Registry Office as Plan RD-85, and that part of Parts 2 and 3, as shown on the said Plan, lying north of a line drawn parallel to the southern boundary of the said Lot and distant 2000 feet measured northerly therefrom at right angles thereto.
9. All that part of Lot 33 in Concession 6 in the Township of Pickering, lying north of the southern boundary of that part of the Lot designated as Part 6, on a plan deposited in the said Land Registry Office as Plan RD-83, and north of the straight line joining the southwesterly corner of said Part 6 to the southeasterly corner of Part 10 as shown on the said plan, the said part of Lot 33 includes Parts 2, 3, 4, 5, 6 and part of Parts 9 and 10 as shown in the said Plan RD-83.
10. All that part of Lot 34 in Concession 6 in the Township of Pickering, lying north of the southern boundary of that part of the Lot, designated as Part 10, on a plan deposited in the said Land Registry Office as Plan RD-83, the said part of Lot 34 includes Parts 1, 11 and 12 and part of Part 10.
11. All that part of Lot 35 in Concession 6 in the Township of Pickering, designated as Part 10 on a plan deposited in the said Land Registry Office as Plan RD-83 and that part of the Lot lying north of the production westerly of that part of the south boundary of said Part 10 having a bearing of north 73 degrees, 10 minutes, 10 seconds east.

### Schedule 5

In the TOWNSHIPS OF PICKERING AND UXBRIDGE, in the COUNTY OF ONTARIO, as they existed on the 31st day of December, 1973 and being composed of:

1. All that part of Lot 18 in Concession 5 in the Township of Pickering, being all of Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57 and 58 and all of the streets as shown on the plan of the Village of Brougham, registered in the Land Registry Office for the Registry Division of Durham (No. 40) as Plan Number 10, including that part of the allowance for road between Lots 18 and 19 in said Concession 5 lying north of the production westerly of the southern boundary of said Lot 58.
2. All that part of Township Lot 19 in Concession 5, Township of Pickering, being composed of all of Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15 and 16 and all of the streets as shown on the said plan of the Village of Brougham, registered as Plan Number 10.
3. All that part of Township Lot 18 in Concession 6, Township of Pickering, being composed of all of Lots 1, 2, 3, 4 and 5 as shown on the said plan of the Village of Brougham, registered as Plan Number 10.

12. All of Lots 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34 and 35 in Concession 7 in the Township of Pickering.
13. All that part of Lot 18 in Concession 8 in the Township of Pickering, lying south of a line drawn parallel to the southern boundary of the said Lot and distant 2995 feet measured northerly therefrom at right angles thereto.
14. All that part of Lot 19 in Concession 8 in the Township of Pickering, lying south of a line drawn parallel to the southern boundary of the said Lot and distant 3000 feet measured northerly therefrom at right angles thereto.
15. All of Lots 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34 and 35 in Concession 8 in the Township of Pickering.
16. All that part of Lot 21 in Concession 9 in the Township of Pickering, lying south of a line drawn parallel to the northern boundary of the said Lot and distant 3000 feet measured southerly therefrom at right angles thereto.
17. All that part of Lot 22 in Concession 9 in the Township of Pickering, lying south of a line drawn parallel to the northern boundary of the said Lot and distant 1500 feet measured southerly therefrom at right angles thereto.
18. All of Lots 23, 24, 25, 26, 27, 28, 29, 30, 31 and 32 in Concession 9 in the Township of Pickering.
19. All of the south half of Lot 33 in Concession 9 in the Township of Pickering.
20. All that part of Lot 34 in Concession 9 in the Township of Pickering, lying south of a line drawn north 72 degrees, 10 minutes, east from a point in the western boundary of the said Lot distant 4155.43 feet, measured north 16 degrees, 30 minutes, west along the said boundary from the southwest corner of the said Lot 34: premising that the bearings hereinbefore mentioned are astronomical and are derived from the western boundary of the said Lot as having a bearing of north 16 degrees, 30 minutes, west.
21. All of the south half of Lot 35 in Concession 9 in the Township of Pickering.
22. All of the allowance for road between Lots 18 and 19 in Concessions 6 and 7, and that part of the allowance for road between Lots 18 and 19, Concession 8 in the Township of Pickering, lying south of the production westerly of a line drawn parallel to the southern boundary of Lot 18 and distant 2995 feet measured northerly therefrom and at right angles thereto.
23. All of the allowance for road between Lots 20 and 21 in Concessions 6, 7 and 8 in the Township of Pickering.
24. All of the allowance for road between Lots 22 and 23 in Concessions 6, 7, 8 and 9 in the Township of Pickering.
25. All of the allowance for road between Lots 24 and 25 in Concessions 6, 7, 8 and 9 in the Township of Pickering.
26. All of the allowance for road between Lots 26 and 27 in Concessions 6, 7, 8 and 9 in the Township of Pickering.
27. All of the allowance for road between Lots 28 and 29 in Concessions 6, 7, 8 and 9 in the Township of Pickering.
28. All that part of the allowance for road between Lots 30 and 31 in Concession 6 in the Township of Pickering, lying north of the production easterly of a line drawn parallel to the southern boundary of said Lot 31 and distant 2000 feet measured northerly therefrom at right angles thereto.
29. All that part of the allowance for road between Lots 32 and 33 in Concession 6 in the Township of Pickering, lying north of the production westerly of a line drawn parallel to the southern boundary of said Lot 32 and distant 3500 feet measured northerly therefrom at right angles thereto.
30. All that part of the allowance for road between Lots 34 and 35 in Concession 6 in the Township of Pickering, lying north of the south boundary of Part 10, as designated on a plan deposited in the said Land Registry Office as Plan RD-83.
31. All of the allowance for road between Lots 30 and 31 in Concessions 7, 8 and 9 in the Township of Pickering.
32. All of the allowance for road between Lots 32 and 33 in Concessions 7, 8 and 9 in the Township of Pickering.
33. All of the allowance for road between Lots 34 and 35 in Concessions 7 and 8, and that part of said allowance for road in Concession 9 in the Township of Pickering, lying south of the production easterly of the northern boundary of the south half of said Lot 35, in said Concession 9.
34. All of the allowance for road between the Township of Pickering and the Town of Markham, in The Regional Municipality of York, lying between the production easterly of the southern boundary of Lot 17 in Concession 10, in the Town of Markham and the production westerly of the northern boundary of the south half of Lot 35 in Concession 9 in the Township of Pickering.

35. All of the allowance for road between Concessions 6 and 7 in the Township of Pickering, lying west of the production southerly of the eastern boundary of Lot 17 in said Concession 7.
36. All of the allowance for road between Concessions 7 and 8 in the Township of Pickering, lying west of the production southerly of the eastern boundary of Lot 18 in said Concession 8.
37. All of the allowance for road between Concessions 8 and 9 in the Township of Pickering, lying west of the production southerly of the eastern boundary of Lot 21 in said Concession 9.
38. All that part of Lot 1, and that part of Lot 2 in Concession 1 in the Township of Uxbridge, lying east of a line drawn parallel to the eastern boundary of said Lots 1 and 2 and distant 3000 feet measured westerly therefrom at right angles thereto.
39. All of Lots 3, 4 and 5 in Concession 1 in the Township of Uxbridge.
40. All of Lots 1, 2 and 3 in Concession 2 in the Township of Uxbridge including all of Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 and 14 and Altona Street in the Village of Altona as shown on a plan of the Village registered in the said Land Registry Office as David Reesor's Plan.
41. All that part of Lot 4, and all that part of Lot 5 in Concession 2 in the Township of Uxbridge, lying west of a line drawn parallel to the eastern boundary of said Lots 4 and 5 and distant 3300 feet measured westerly therefrom at right angles thereto.
42. All of the allowance for road between Concessions 1 and 2 in the Township of Uxbridge, lying south of the production easterly of the northern boundary of Lot 5 in Concession 1.
43. All of the allowance for road between the Township of Pickering and the Township of Uxbridge, lying between the production southerly of the eastern boundary of Lot 1 in said Concession 2 in the Township of Uxbridge and the production northerly of the eastern boundary of Lot 33 in Concession 9 in the Township of Pickering. O. Reg. 575/72, Sched. 5.



REGULATION 315

under the Expropriations Act

FORMS

1.—(1) An application for approval to expropriate land shall be in Form 1.

(2) A notice of application for approval to expropriate land served and published by an expropriating authority under subsection 6 (1) of the Act shall be in Form 2.

(3) A notice of a hearing served under subsection 7 (3) of the Act shall be in Form 3.

(4) A notice indicating the grounds on which an expropriating authority intends to rely at a hearing and served by it under subsection 7 (4) of the Act shall be in Form 4.

(5) A certificate of approval of the approving authority under subsection 8 (3) of the Act shall be in Form 5 or, if endorsed on a plan of the land intended for registration under section 9 of the Act, shall be in Form 6.

(6) A notice of expropriation of land served by an expropriating authority under subsection 10 (1) of the Act shall be in Form 7 and the expropriating authority shall, with each such service, furnish the person so served with a notice of election in Form 8.

(7) A notice of requirement of possession served by an expropriating authority under subsection 41 (1) of the Act shall be in Form 9.

(8) A notice of abandonment of land under subsection 43 (1) of the Act shall be in Form 10.

(9) A declaration of abandonment under subsection 43 (2) of the Act shall,

(a) where the abandoned land is registered under the *Registry Act*, be in Form 11; and

(b) where the abandoned land is registered under the *Land Titles Act*, be in Form 12. R.R.O. 1970, Reg. 285, s. 1.

Form 1

*Expropriations Act*

APPLICATION FOR APPROVAL TO EXPROPRIATE LAND

To: .....  
(approving authority)  
.....  
(address)

.....  
IN THE MATTER OF the proposed expropriation of  
land by .....  
(name of expropriating authority)  
being (part, parts of) Lot .....  
Con. ....  
Registered Plan .....  
in the .....  
(name of local municipality)  
in the County of .....  
District of .....  
for the purpose of .....  
(description of project or  
work)

APPLICATION IS HEREBY MADE for approval to expropriate the land described as follows:

.....  
(by reference to attached plan) or (by metes and  
bounds) or (any clear description)  
.....

Dated at ....., this ..... day of  
....., 19....

.....  
(name of expropriating authority)

.....  
(signature of officer or agent of  
expropriating authority)  
R.R.O. 1970, Reg. 285, Form 1.

Form 2

*Expropriations Act*

NOTICE OF APPLICATION FOR APPROVAL TO EXPROPRIATE LAND

IN THE MATTER OF an application by  
.....  
(expropriating authority)





IN THE MATTER OF the proposed expropriation of  
land by .....  
(name of expropriating authority)  
being (part, parts of) Lot .....  
Con. ....  
Registered Plan .....  
in the .....  
(name of local municipality)  
in the County of .....  
District of .....  
for the purpose of .....  
(description of project or  
work)

TAKE NOTICE that ..... the .....  
(day)  
day of ....., 19... at the hour of  
(month)  
.....o'clock in the .....noon at  
.....  
(location)  
.....  
(address)

has been fixed as the time and place for a hearing to  
determine whether the taking of the land is fair,  
sound and reasonably necessary in the achievement  
of the objectives of the expropriating authority.

Dated at ....., this .....day of  
....., 19....  
.....  
(name of office or authority giving notice)  
.....  
(address)  
.....  
(signature of officer or agent)

R.R.O. 1970, Reg. 285, Form 3.

Form 4  
*Expropriations Act*  
NOTICE OF GROUNDS

To: .....  
(party to inquiry)

.....  
(address)  
.....  
IN THE MATTER OF the proposed expropriation of  
land by .....  
(name of expropriating authority)  
being (part, parts of) Lot .....  
Con. ....  
Registered Plan .....  
in the .....  
(name of local municipality)  
in the County of .....  
District of .....  
for the purpose of .....  
(description of project or  
work)

AND IN THE MATTER OF a hearing fixed for  
..... the ..... day of  
(day)  
....., 19... at the hour of  
(month)  
.....o'clock in the ..... noon at  
.....  
(location)  
.....  
(address)

NOTICE IS HEREBY GIVEN that .....  
(expropriating  
..... intends to rely at the hearing on  
authority)  
the following grounds:  
.....  
.....

The documents, maps and plans intended to be used  
at the hearing are available and may be inspected  
by you or your representative between the hours  
of .....a.m. and .....p.m. on any day of the  
week except Saturday and Sunday at the following  
location (s):

Dated at ....., this ..... day of

....., 19.....  
.....  
(name of expropriating authority)  
.....  
(signature of officer or agent of  
expropriating authority)

R.R.O. 1970, Reg. 285, Form 4.

Form 5

*Expropriations Act*

CERTIFICATE OF APPROVAL

IN THE MATTER OF an application by

.....  
(name of expropriating authority)  
for approval to expropriate land being (part,  
parts of) Lot .....  
Con. ....  
Registered Plan .....  
in the .....  
(name of local municipality)  
in the County of .....  
District of .....  
for the purpose of .....  
(description of project or  
work)

The ..... hereby certifies  
(name of approving authority)  
that approval was given to .....  
(name of expropriating  
..... on the ..... day of  
authority)  
....., 19 .... to expropriate the  
following lands:  
.....  
.....  
.....  
.....  
being the lands described in the application (with  
modifications).

.....  
(name of approving authority)  
.....  
(signature of approving authority)

Dated at ....., this ..... day of  
....., 19 .....

R.R.O. 1970, Reg. 285, Form 5.

Form 6

*Expropriations Act*

CERTIFICATE OF APPROVAL  
(on Expropriation Plan)

The ..... hereby  
(name of approving authority)  
certifies that approval was given to .....  
(name of  
..... on  
expropriating authority)  
the ..... day of ....., 19 ....  
to expropriate the lands shown (Insert: "within the  
heavy outline" or "designated as PARTS NOS ....."  
or as the case may be) on this plan.

.....  
(signature of approving authority)  
.....  
(name of approving authority)

Dated at ....., this ..... day of  
....., 19 .....

R.R.O. 1970, Reg. 285, Form 6.

Form 7

*Expropriations Act*

NOTICE OF EXPROPRIATION

To: .....  
(name of owner)  
.....  
(address)

TAKE NOTICE THAT:

1. The lands shown on a plan registered in the  
.....  
(name of proper land registry office)

on the ..... day of ....., 19 .....

as No..... have been expropriated and are now vested in the expropriating authority.

2. The name and address of the expropriating authority for service and further communication is:

.....  
(name)

.....  
(address)

3. Attached hereto is a copy of the relevant portion of the plan of expropriation of your land (or a description thereof).

4. Under the Act you may elect, by notice in writing served upon the expropriating authority within thirty days after the service of this notice upon you, to have the compensation to which you are entitled assessed,

(a) where there has been an inquiry, as of the date the notice of hearing before the inquiry officer was served;

(b) as of the date of the registration of the plan; or

(c) as of the date on which you were served with this notice,

and, where the election is not made within the prescribed time, you shall be deemed to have elected to have the compensation assessed as of the date of the registration of the plan.

5. For your convenience a copy of a Notice of Election is furnished herewith.

6. Under the Act, the expropriating authority will be notifying you of the amount of compensation it is willing to pay you for your interest in the land.

7. If you are not satisfied with the offer you are entitled to have the compensation negotiated by the board of negotiation established under the

Act by applying to the board at .....  
(address)

or to have the compensation determined by the Land Compensation Board if agreement with respect to compensation cannot be reached by negotiation.

8. Notwithstanding paragraph 7, you may by agreement with the expropriating authority dispense with the negotiation procedures and refer the matter directly to the Land Compensation

Board at .....  
(address)

to have the compensation determined by arbitration.

9. For your information and convenience, certain provisions of the Act that apply to,

(a) negotiation and arbitration procedures; and

(b) the payment of your legal and appraisal costs,

are set out as follows:

26. Where the statutory authority and the owner have not agreed upon the compensation payable under this Act and in the case of injurious affection, section 22 has been complied with, or, in the case of expropriation, section 25 has been complied with or the time for complying therewith has expired,

(a) the statutory authority or the owner may serve notice of negotiation upon the other of them and upon the board of negotiation stating that it or he, as the case may be, requires the compensation to be negotiated under section 27; or

(b) where the statutory authority and the owner have agreed to dispense with negotiation proceedings, the statutory authority or the owner may serve notice of arbitration upon the other of them and upon the Board to have the compensation determined by arbitration.

- 34.—(1) Where the amount to which an owner is entitled upon an expropriation or claim for injurious affection is determined by the Board and the amount awarded by the Board is 85 per cent, or more, of the amount offered by the statutory authority, the Board shall make an order directing the statutory authority to pay the reasonable legal, appraisal and other costs actually incurred by the owner for the purposes of determining the compensation payable, and may fix the costs in a lump sum or may order that the determination of the amount of such costs be referred to a taxing officer of the Supreme Court who shall tax and allow the costs in accordance with this subsection and the tariffs and rules prescribed under clause 46 (d).

- (2) Where the amount to which an owner is entitled upon an expropriation or claim for injurious affection is determined by the Board and the amount awarded by the Board

is less than 85 per cent of the amount offered by the statutory authority, the Board may make such order, if any, for the payment of costs as it considers appropriate, and may fix the costs in a lump sum or may order that the determination of the amount of such costs be referred to a taxing officer of the Supreme Court who shall tax and allow the costs in accordance with the order and the tariffs and rules prescribed under clause 46 (d) in like manner to the taxation of costs awarded on a party and party basis.

Dated at ..... , this ..... day of ..... , 19....

.....  
(name of expropriating authority)

.....  
(signature of officer or agent of expropriating authority)

(Where this notice is published, the following shall appear in each publication: "This notice first published on the ..... day of ..... , 19....".)

R.R.O. 1970, Reg. 285, Form 7.

Form 8

*Expropriations Act*

NOTICE OF ELECTION

To: .....  
(name of expropriating authority)

I/We being the registered owner(s) of land expropriated by.....  
(name of expropriating authority)

and described on a plan of expropriation registered on the ..... day of ..... , 19.... as No. .... in the .....  
(name of land

..... hereby elect to have the compensa-  
registry office)

tion to which I/We am/are entitled assessed,

☐ (a) where there has been an inquiry, as of the date the notice of hearing before the inquiry officer was served;

☐ (b) as of the date of the registration of the plan; or

☐ (c) as of the date on which I/we was/ were served with the notice of expropriation.

(Check appropriate box)

.....  
(signature of registered owner(s))

R.R.O. 1970, Reg. 285, Form 8.

Form 9

*Expropriations Act*

NOTICE OF POSSESSION

To: .....  
(registered owner)

TAKE NOTICE:

1. That.....requires possession  
(expropriating authority)

on the ..... day of ..... , 19.... of the lands expropriated from you and defined on the plan of expropriation registered on the ..... day of ..... , 19.... as No. ....in the Land Registry Office for the Registry (Land Titles) Division of .....

2. That you or the expropriating authority may, upon such notice as the judge directs, apply to a judge for an adjustment of the date for possession specified in this notice, and the judge, if he considers that under all the circumstances the application should be granted, may order that the date for possession shall be on such earlier or later date as is specified in the order.

Dated at ..... , this ..... day of ..... , 19....

.....  
(name of expropriating authority)

.....  
(signature of officer or agent of expropriating authority)

R.R.O. 1970, Reg. 285, Form 9.

Form 10

*Expropriations Act*

NOTICE OF ABANDONMENT OF LAND



To: .....  
(name of former owner)

IN THE MATTER OF land expropriated by

.....  
(expropriating authority)

shown on a plan registered in the Land Registry  
Office for the Registry (Land Titles) Division

of .....

on the ..... day of ....., 19....

as No. ....

TAKE NOTICE that .....  
(name of expropriating authority)

proposes to abandon (if the abandonment contem-  
plates retention of a limited interest in the land, state  
nature of interest being abandoned) .....

.....  
in the above-mentioned land described as follows:  
.....  
.....  
.....

Dated at ....., this ..... day of  
....., 19 ....

.....  
(name of expropriating authority)

.....  
(signature of officer or agent of  
expropriating authority)

NOTE: Where an expropriating authority proposes  
the abandonment of expropriated land, a part  
thereof or an estate or interest therein, it is re-  
quired by subsection 43 (1) of the *Expropriations  
Act*, to notify each owner of the abandoned land, or  
estate or interest, who is served or entitled to be  
served with the notice of expropriation, who may,  
by election in writing,

(a) take the land, estate or interest back, in  
which case he has the right to compensa-  
tion for consequential damages; or

(b) require the expropriating authority to re-  
tain the land, estate or interest, in which  
case he has the right to full compensation  
therefor. R.R.O. 1970, Reg. 285, Form 10.

Form 11

*Expropriations Act*

DECLARATION OF ABANDONMENT

To the Land Registrar for the Registry Division of

IN THE MATTER OF .....  
(lot, concession, registered

.....in the .....  
plan, etc.) (local municipality)

.....  
(county or district)

AND IN THE MATTER OF the abandonment of (a  
limited interest in) land expropriated by

.....  
(expropriating authority)

and shown on a plan registered in the Land  
Registry Office for the Registry Division of

..... on the ..... day of

....., 19 .... as No. ....

WHEREAS compensation for the herein-  
described expropriated lands has not  
been paid in full;

Strike out  
if not applicable AND WHEREAS it has been found that  
(part of) the expropriated land is un-

necessary for the purposes of the .....

.....  
(expropriating authority)

or

Strike out  
if not applicable AND WHEREAS it has been found that a  
more limited estate or interest in the  
expropriated land only is required by the

.....  
(expropriating authority)

AND WHEREAS all the owners entitled to be notified of the abandonment have elected in writing to take back the expropriated land;

NOW THEREFORE the .....  
(expropriating

.....hereby declares that  
authority)

the land described as follows:

.....  
.....  
.....

is abandoned. (Where applicable, describe the more limited estate or interest to be retained by the expropriating authority.)

Dated at ....., this ..... day of  
....., 19 .....

.....  
(name of expropriating authority)

.....  
(signature of expropriating  
authority)

NOTE: This form is to be used where the land affected thereby is registered under the *Registry Act*.

R.R.O. 1970, Reg. 285, Form 11.

Form 12

*Expropriations Act*

DECLARATION OF ABANDONMENT

To the Land Registrar at .....

IN THE MATTER OF Parcel(s) .....in the

Register for .....

being .....  
(lot, concession, registered plan, etc.)

in the .....  
(local municipality)

.....  
(county or district)

AND IN THE MATTER OF the abandonment of (a limited interest in) land expropriated by

.....and shown  
(expropriating authority)

on a plan registered in the Land Registry Office

for the Land Titles Division of .....

on the.....day of .....,

19 .... as No. ....

WHEREAS compensation for the herein-described expropriated lands has not been paid in full;

Strike out  
if not applicable AND WHEREAS it has been found that  
(part of) the expropriated land is un-

necessary for the purposes of the .....  
.....;  
(expropriating authority)  
or

Strike out  
if not applicable AND WHEREAS it has been found that a  
more limited estate or interest in the  
expropriated land only is required by the

.....;  
(expropriating authority)

AND WHEREAS all the owners entitled to be notified of the abandonment have elected in writing to take back the expropriated land;

NOW THEREFORE, the .....  
(expropriating

..... hereby declares that  
authority)

the land described as follows:

.....  
.....  
.....

is abandoned. (Where applicable, describe the more limited estate or interest to be retained by the expropriating authority.)

Dated at ....., this ..... day of  
....., 19 .....

.....  
(name of expropriating authority)  
.....  
(signature of expropriating  
authority)

NOTE: This form is to be used where the land affected thereby is registered under the *Land Titles Act*.

R.R.O. 1970, Reg. 285, Form 12.

## REGULATION 316

### under the Expropriations Act

#### RULES OF PRACTICE AND PROCEDURE OF THE LAND COMPENSATION BOARD

##### 1. In these Rules,

- (a) "chairman" means the chairman of the Board;
- (b) "claimant" means an owner who has served or who has been served with a notice of arbitration under the Act;
- (c) "municipality" has the same meaning as in the *Municipal Affairs Act*, and includes a metropolitan municipality and its local boards and a regional or district municipality and its local boards;
- (d) "registrar" means the registrar of the Board;
- (e) "respondent" means a statutory authority that has served or that has been served with a notice of arbitration under the Act;
- (f) "rules" means the Rules of Practice and Procedure of the Board as amended or remade from time to time. R.R.O. 1970, Reg. 286, r. 1.

2. Except as otherwise provided by statute, proceedings before the Board for any order, decision or determination of the Board other than the determination of compensation pursuant to a notice of arbitration, shall be commenced by notice of motion called an originating notice which shall be served upon all parties affected by the order, decision or determination sought, and shall be filed with the Board and shall be returnable not earlier than seven days and not later than fifteen days after such service. R.R.O. 1970, Reg. 286, r. 2.

3.—(1) A notice of arbitration served by an owner as claimant for compensation shall be in Form 1.

(2) The claimant shall file with the Board proof of service of the notice of arbitration served on the statutory authority as respondent within ten days after the date of service on the statutory authority. R.R.O. 1970, Reg. 286, r. 3.

4. Where a statutory authority has been served as respondent with a notice of arbitration in Form 1,

the respondent shall serve a reply in Form 2 on the claimant within twenty days after service of the notice of arbitration, and shall forthwith after service of the reply file a copy thereof with the Board. R.R.O. 1970, Reg. 286, r. 4.

5.—(1) A notice of arbitration served by a statutory authority shall be in Form 3.

(2) The statutory authority shall file with the Board proof of service of the notice of arbitration served on the owner as claimant within ten days after the date of service on the owner. R.R.O. 1970, Reg. 286, r. 5.

6. Except by leave of the Board, where a notice of arbitration has been served by a statutory authority, no application for an order appointing the time and place of hearing the arbitration shall be entertained until the owner as claimant has filed with the Board and served on the statutory authority as respondent a statement of his claim for compensation in Form 4, stating clearly and concisely the amount claimed by him, the basis upon which such amount is calculated and the facts in support of each element of compensation claimed. R.R.O. 1970, Reg. 286, r. 6.

7. Where a claimant has served a statement of claim under rule 6, the respondent shall within twenty days thereafter serve a reply in Form 5 on the claimant and forthwith after said service file a copy with the Board. R.R.O. 1970, Reg. 286, r. 7.

8. Where a respondent denies that a claimant is entitled to any compensation on the ground,

- (a) that the claimant has no interest in the land expropriated or injuriously affected;
- (b) that no compensation is payable with respect to the interest of the claimant in such land; or
- (c) that the claim of the claimant is barred by a provision in the Act or any other statute,

it must raise such denial in its reply, setting out the relevant facts and statutory provisions relied on, and unless the respondent has done so, it may not make such denial at the hearing of the arbitration without leave of the Board. R.R.O. 1970, Reg. 286, r. 8.

9. A respondent may, at any time before the Board's determination of the arbitration, file with the registrar under a sealed cover a statement of the amount of the offer of compensation made by it to the

claimant under section 25 of the Act, exclusive of any amount in respect of costs, and such statement shall not be opened by the Board until after the amount to which the claimant is entitled is determined by the Board. R.R.O. 1970, Reg. 286, r. 9.

10. Except as provided in rule 9, neither the claimant nor the respondent shall state in any notice of arbitration, statement of claim or reply or otherwise in any document filed with the Board the amount of any offer of compensation or of any payment by the respondent to the claimant under section 25 of the Act or otherwise. R.R.O. 1970, Reg. 286, r. 10.

11. Service of documents may be made,

- (a) in the case of the Crown, on the minister or deputy minister of the ministry concerned or a person in the ministry concerned authorized to accept service thereof; and
- (b) in the case of a municipal or other corporation or a partnership, on the persons prescribed by the Rules of Practice and Procedure of the Supreme Court. R.R.O. 1970, Reg. 286, r. 11.

12. Unless otherwise ordered by the Board, no pleadings other than a notice of arbitration, statement of claim and reply under these rules, are required in an arbitration to determine compensation. R.R.O. 1970, Reg. 286, r. 12.

13. The Rules of Practice and Procedure of the Supreme Court relating to examinations for discovery, general rules as to examinations and production of documents apply, with necessary modifications, in proceedings under the Act, and, where the Crown is a party, apply in a like manner as in proceedings against the Crown under section 12 of the *Proceedings Against the Crown Act*. R.R.O. 1970, Reg. 286, r. 13.

14. Where a person has been appointed under section 39 of the Act to represent an owner, the opposite party may examine such person in the place of the owner or, at his option, the owner, if he is competent to give evidence. R.R.O. 1970, Reg. 286, r. 14.

15.—(1) The registrar shall, as soon as thirty days have elapsed after service of a notice of arbitration on the Board, send to the party who served the notice of arbitration a certificate of readiness in Form 6 in blank.

(2) Subject to rule 6, upon being furnished with a certificate of readiness, duly completed and signed by or on behalf of all parties, the Board may of its own motion appoint a time and place for hearing the arbitration and shall mail notice of the appointment to the parties. R.R.O. 1970, Reg. 286, r. 15.

16. At any time at least thirty days after service of a notice of arbitration, any party may apply to the

Board on notice of motion for an order or for leave under rule 6 to apply for an order appointing the time and place for hearing the arbitration, and when an order has been made appointing the time and place for the hearing the registrar shall mail notice of the appointment to the parties at least thirty days before the time of hearing. R.R.O. 1970, Reg. 286, r. 16.

17. Upon receipt of the notice of appointment of the time and place for hearing the arbitration, the respondent shall at least twenty days before the hearing serve a copy of the notice upon all registered owners and also upon any person known to the statutory authority to be an owner or claiming to be entitled as an owner to any interest in the land expropriated or injuriously affected or to the whole or any part of the compensation that may be awarded pursuant to the arbitration. R.R.O. 1970, Reg. 286, r. 17.

18. The Board may, on application of any person having or claiming an interest as an owner in the land or in the compensation that may be awarded pursuant to an arbitration, add such person as a party to the arbitration proceedings either as a claimant or a respondent on such terms as it considers proper. R.R.O. 1970, Reg. 286, r. 18.

19. At the commencement of a hearing to determine compensation the respondent,

- (a) where the arbitration relates to an expropriation, shall file a copy of the certificate of approval of expropriation under section 8 of the Act, the plan of the expropriated land and proof of its registration in accordance with section 9 of the Act; and
- (b) shall file an affidavit proving service of the notice of appointment for the hearing in accordance with rule 17 and that the persons served are all persons required to be served under rule 17. R.R.O. 1970, Reg. 286, r. 19.

20. Subject to the rules, the procedure at the hearing of any proceedings shall be such as the Board may direct. R.R.O. 1970, Reg. 286, r. 20.

21. Except on such terms as the Board considers proper, no evidence may be tendered by the claimant at a hearing to determine compensation for expropriation of land of any offer to purchase the land made to him by any person other than the respondent at any time prior to the expropriation unless he has served on the respondent not later than fifteen days before the hearing, notice of his intention to call such evidence with particulars thereof. R.R.O. 1970, Reg. 286, r. 21.

22. A summons to a witness under subsection 28 (4) of the Act shall be in Form 7 and shall be issued in the name of the Board by the registrar at the request of a party and shall be served personally on the person to



whom it is addressed together with the fees and allowances for his attendance as a witness as are prescribed for attendance of a witness before the Supreme Court. R.R.O. 1970, Reg. 286, r. 22.

23.—(1) Except where these Rules otherwise provide, any application to the Board of an interlocutory nature in connection with any proceeding shall be made in writing and shall state the style of cause of the proceedings and the grounds upon which the application is made.

(2) If the application is made with the consent of all parties it shall be accompanied by consents signed by or on behalf of the parties.

(3) If the application is not made with the consent of all parties, then, before it is made, a notice thereof shall be served by the applicant upon all other parties, and proof of service thereof shall be filed with the Board.

(4) Any party who wishes to oppose the application shall, within seven days after receiving a copy thereof, mail or deliver written notice of his opposition to the registrar and to the applicant and before making any order the Board shall consider any such opposition and if so required by any party shall give all parties an opportunity of appearing before the Board. R.R.O. 1970, Reg. 286, r. 23.

24. The Board may give such directions as to the practice and procedure to be followed in any proceeding before it as it considers proper to determine the real question at issue between the parties. R.R.O. 1970, Reg. 286, r. 24.

25. Where, in the opinion of the Board, an amendment to any document filed with the Board is necessary for determining the real question at issue between the parties, the Board may direct the amendment upon such terms as the Board in its discretion considers proper. R.R.O. 1970, Reg. 286, r. 25.

26. The Board may enlarge or abridge the time appointed by the rules for doing any thing or taking any proceeding, upon such terms as the Board considers proper. R.R.O. 1970, Reg. 286, r. 26.

27. The Board may from time to time adjourn any proceeding before it. R.R.O. 1970, Reg. 286, r. 27.

28. No proceeding before the Board shall be defeated or affected by any technical objection or by any objection based upon defects in form. R.R.O. 1970, Reg. 286, r. 28.

29.—(1) Unless otherwise ordered by the Board the party serving the notice of arbitration shall prepare the formal order made by the Board in Form 8 and submit it to the other party for approval, and if the parties fail to agree on the form of the order, the order shall be settled by the Board.

(2) When settled, the order shall be engrossed in duplicate and left with the registrar to be signed by him and sealed and entered in the book kept for that purpose. R.R.O. 1970, Reg. 286, r. 29.

30. The forms hereto are prescribed for use with such variations as circumstances or the nature of the application require and, where no form is prescribed, the forms prescribed by the Rules of Practice and Procedure of the Supreme Court may be adopted with necessary modifications. R.R.O. 1970, Reg. 286, r. 30.

31. All notices of arbitration, statements of claim replies, orders or other papers or documents to be served, filed or prepared under the rules shall be printed, typewritten, written or reproduced legibly upon one side of good quality paper eleven inches by eight and one-half inches with a margin upon the left hand side. R.R.O. 1970, Reg. 286, r. 31.

32. All transcripts of *viva voce* evidence shall be prepared in accordance with the Rules of Practice and Procedure of the Supreme Court. R.R.O. 1970, Reg. 286, r. 32.

Form 1

(Rule 3)

Expropriations Act

NOTICE OF ARBITRATION

(To be served and filed by an owner claiming compensation)

Claimant .....  
(give full name and address of owner)

Respondent .....  
(correct legal description and address of

.....  
the statutory authority from which compensation is

.....  
claimed)

1. Take notice that the claimant requires that compensation claimed by him from the respondent with respect to the land described below be determined by the Land Compensation Board.

2. The claimant claims compensation for his interest as:

(describe claimant's interest)

in the following land expropriated by the respondent:

(describe land)

3. The claimant claims compensation for injurious affection to his interest:



(describe claimant's interest)

in the following land:

(describe land)

#### 4. STATEMENT OF CLAIM

(the claimant should set out in this paragraph clearly and concisely in subparagraphs lettered consecutively the amount claimed under paragraph 2 or 3, or both, the basis upon which each claim is calculated and the facts in support of each element of compensation claimed)

This Notice is given by .....

.....  
(claimant or, solicitor(s) for the claimant)

.....  
(give full address)

....., Province of Ontario and the  
(county)

address at which documents may be served on me is

.....  
(give full address)

....., Province of Ontario.  
(county, etc.)

Dated at ....., this ..... day of

....., 19....

.....  
(claimant or, solicitor(s) for claimant)

R.R.O. 1970, Reg. 286, Form 1.

#### Form 2

(Rule 4)

*Expropriations Act*

#### REPLY

(To be served and filed by a respondent where claimant has served a Notice of Arbitration under rule 3)

Claimant. ....  
(give full name and address of owner)

Respondent. ....  
(correct legal description and address

.....  
of statutory authority from which compensation is  
.....  
claimed)

1. A certificate of approval for expropriation by the respondent of the land in respect of which the claimant is claiming compensation was issued by:

.....  
(correct legal description of the approving

..... on the ..... day of .....  
authority)

19....

2. a duly signed plan of the land was registered in the Land Registry Office for .....

..... on the ..... day of

of ....., 19...., within three

months after granting approval of the expropriation.

3. The requirements of section 25 of the Act have been complied with ☐

or

Section 25 of the Act has not been complied with but the time for complying with its requirements has expired. (*as the case may be*) ☐

4. The requirements of section 22 of the Act with respect to the claimant's claim for land injuriously affected described in the Notice of Arbitration have been complied with.

5. The respondent admits paragraphs (1, 2 and 3, *as the case may be*) of the claimant's Notice of Arbitration and Statement of Claim.

6. The respondent says .....  
(set forth the facts which

.....  
the respondent alleges as

.....  
grounds for its reply)

7. (To be completed where required under rule 8). The respondent denies that the claimant is entitled to any compensation on the grounds that:

(state the facts or law on which the statutory authority bases its denial)

This Reply is made by .....  
(respondent or, solicitor(s) for

.....  
the respondent)  
.....  
(give full address)  
....., Province of Ontario and the  
(county)  
address at which documents may be served on the  
respondent is .....  
.....  
(give full address)  
....., Province of Ontario.  
(county)  
Dated at....., this ..... day of  
....., 19....  
.....  
(respondent or, solicitor(s) for respondent)

R.R.O. 1970, Reg. 286, Form 2.

**Form 3**

(Rule 5)

*Expropriations Act*

**NOTICE OF ARBITRATION**

(To be served and filed by a statutory authority  
requiring compensation to be determined)

Claimant.....  
(full name and address of owner)

Respondent.....  
(correct legal description and address

.....  
of statutory authority from which compensation is  
.....  
claimed)

1. Take notice that the respondent requires that the compensation, if any, to be paid by it to the claimant with respect to land described below be determined by the Land Compensation Board.
2. Compensation, if any, is payable with respect to the claimant's interest in the following land:

(state nature of claimant's interest and describe  
land)

3. ....  
(correct legal description of the approving  
..... on the ..... day of  
authority)

....., 19...., approved ex-  
propriation of the land described in paragraph 2.

4. A duly signed plan of the land was filed in the  
Land Registry Office for .....

.....  
on the ..... day of .....,  
19...., within three months after granting of  
approval for the expropriation.

5. The requirements of section 25 of the Act have  
been complied with, ☐

*or*

The time for complying with requirements of  
section 25 of the Act has expired. ☐ (*as the  
case may be*)

6. The claimant may be entitled to compensation  
for injurious affection to his interest as.....  
.....  
in the following land:

(state nature of claimant's interest and describe  
land)

7. The requirements of section 22 of the Act have  
been complied with with respect to the claim-  
ant's claim for injurious affection to the land  
described in paragraph 6.

This Notice is given by.....  
(respondent or, solicitor(s) for

.....  
the respondent)

.....  
(give full address)

....., Province of Ontario and the  
(county)

address at which documents may be served on the  
respondent is

.....  
(give full address)

....., Province of Ontario.  
(county)

Dated at . . . . ., this . . . . . day of . . . . ., 19. . . . .

. . . . .  
(respondent or, solicitor(s) for respondent)

R.R.O. 1970, Reg. 286, Form 3.

**Form 4**

(Rule 6)

*Expropriations Act*

STATEMENT OF CLAIM

(To be served and filed by a claimant on whom a statutory authority has served a Notice of Arbitration under rule 5)

Claimant. . . . .  
(give full name and address)

Respondent. . . . .  
(give correct legal description and

. . . . .  
address of statutory authority that has filed Notice  
. . . . .  
of Arbitration)

1. This is the Statement of Claim of the claimant for compensation pursuant to the Notice of Arbitration of the respondent dated. . . . . day of . . . . ., 19. . . . .

2. The claimant admits paragraphs (1, 2 and 3, as the case may be) of the Notice of Arbitration.

3. The claimant says: . . . . .  
. . . . .  
(the claimant should set out in this paragraph clearly and concisely in subparagraphs consecutively lettered, the amount claimed in respect of expropriated or injuriously affected or both, the basis upon which each claim is calculated and the facts in support of each element of compensation claimed)  
. . . . .  
. . . . .  
. . . . .

This Statement of Claim is served by . . . . .  
(claimant or, solicitor(s) for the claimant)

. . . . .  
(give full address)

. . . . ., Province of Ontario and the (county)

address at which documents may be served on me is

. . . . .  
(give full address)

. . . . ., Province of Ontario.  
(county)

Dated at . . . . ., this . . . . . day of

. . . . ., 19. . . . .

. . . . .  
(claimant or, solicitor(s) for claimant)

R.R.O. 1970, Reg. 286, Form 4.

**Form 5**

(Rule 7)

*Expropriations Act*

REPLY

(To be served and filed by a respondent when the claimant has filed a Statement of Claim under Rule 6)

Claimant. . . . .  
(give full name and address)

Respondent. . . . .  
(give correct legal description and

. . . . .  
address of statutory authority from which com-  
. . . . .  
pensation is claimed)

1. This is the Reply of the respondent to the Statement of Claim of the claimant dated the . . . . . day of . . . . ., 19. . . . .

2. The respondent admits paragraphs (1, 2 and 3, as the case may be) of the Statement of Claim.

3. The respondent says:  
(set forth clearly and concisely in paragraphs numbered consecutively the facts which the respondent alleges in reply to the Statement of Claim)

4. (To be completed where required under rule 8)  
The respondent denies that the claimant is entitled to any compensation on the grounds that:

(state the facts and specify any statutory enactments upon which the statutory authority bases its denial)

This Reply is made by .....  
(respondent or, solicitor(s) for

.....  
the respondentt)

.....  
(give full address)

....., Province of Ontario and the  
(county)

address at which documents may be served on the  
respondent is

.....  
(give full address)

....., Province of Ontario.  
(county)

Dated at ....., this ..... day of  
....., 19....

.....  
(respondent or, solicitor(s) for the respondent)  
R.R.O. 1970, Reg. 286, Form 5.

Form 6

(Rule 15)

Expropriations Act

IN THE MATTER OF  
THE EXPROPRIATIONS ACT

BETWEEN:

A.B. Claimant

—and—

C.D. Respondent

CERTIFICATE OF READINESS

The undersigned do hereby certify to the Board that this arbitration will be ready for hearing one month from this date or at any time thereafter which may be fixed for hearing and estimate that the hearing will last days. This estimate is given to assist the Board on setting aside what appears to be sufficient time for the hearing.

The undersigned also acknowledge that if any application for adjournment is made after one month from the date hereof the party or parties requiring an adjournment may be required to pay any cost incurred in setting aside time and engaging a reporter who cannot be used for another hearing.

DATED at ....., this ..... day of  
....., 19....

.....  
(solicitor for claimant)

.....  
(solicitor for respondent)

NOTE: If a party signs in person, the words "Solicitor for" should be struck out.

All parties or their solicitors should sign the same Certificate of Readiness before filing it with the Board. R.R.O. 1970, Reg. 286, Form 6.

Form 7

(Rule 22)

Expropriations Act

SUMMONS TO A WITNESS

BETWEEN:

A.B. Claimant

—and—

C.D. Respondent

To:

You are hereby summoned and required to attend before the Land Compensation Board at a hearing

to be held at.....

.....

in the ..... of .....

on ....., the ..... day of

....., 19.... at the hour of.....

o'clock in the .....noon (local time) and so from day to day until the hearing is concluded or the Board otherwise orders, to give evidence on oath touching the matters in question in the proceedings and to bring with you and produce at such time and place.....

.....

If you fail to attend and give evidence at the hearing, or to produce the documents or things specified, at the time and place specified, without lawful excuse, you are liable to punishment by the Supreme Court in like manner as if for contempt of that court for disobedience to a subpoena.

DATED at ..... , this ..... day  
of ..... , 19....

LAND COMPENSATION BOARD:  
.....  
Registrar

NOTE: You are entitled to be paid the fees and allowances for your attendance at the hearing as are prescribed for the attendance of a witness before the Supreme Court.  
R.R.O. 1970, Reg. 286, Form 7.

Form 8

(Rule 29)

Expropriations Act

ORDER OF  
LAND COMPENSATION BOARD

BEFORE:

..... on ..... ,  
Chairman (or Vice-Chairman) the ..... day of

.....  
Member .....  
..... 19....  
Member

BETWEEN:

Claimant

—and—

Respondent

Upon the application of the above named.....  
in the presence of the claimant and respondent, upon hearing the evidence adduced on behalf of the claimant and respondent and upon hearing Counsel for the claimant and respondent (or upon hearing the claimant and respondent, in person, as the case may be).

The Board Orders:

(here set forth what the Board orders)

.....  
Registrar  
R.R.O. 1970, Reg. 286, Form 8.



## REGULATION 317

under the Expropriations Act

### RULES TO BE APPLIED FOR THE PURPOSES OF SUBSECTION 34 (1) OF THE ACT

1.—(1) The amount of legal, appraisal and other costs shall be in the discretion of the taxing officer to be determined *quantum meruit* and in so doing the taxing officer may reduce the amount of, or disallow, any item of cost upon the ground that the same was not reasonable in amount or was not reasonably incurred.

(2) Subject to subsection (1), legal costs shall be taxed, *quantum meruit*, by the taxing officer as on a taxation of costs as between a solicitor and his own client. O. Reg. 491/71, s. 1.



## REGULATION 318

### under the Family Benefits Act

#### GENERAL

#### 1.—(1) In this Regulation,

(a) "liquid assets" means cash, bonds, stocks, debentures and any other assets that can be converted readily into cash and includes a beneficial interest in assets held in trust and available to be used for maintenance, but does not include,

(i) the amount remaining to be paid to an applicant, recipient or beneficiary, as the case may be, under a mortgage or agreement for sale;

(ii) the cash surrender value of a life insurance policy;

(iii) that portion of the sale price of an applicant's or recipient's property that is applied or, where the Director approves, that will be applied to the purchase of a new residence;

(iv) in the calendar year in which it is received, any payment received by a recipient as a child tax credit by reason of the application of section 122.2 of the *Income Tax Act* (Canada); or

(v) in the academic year for which it is intended,

(A) any loan received by a student under section 3 of the *Canada Student Loans Act* (Canada),

(B) any loan received by a student under section 8 of the *Ministry of Colleges and Universities Act*,

(C) any grant received by a student under Regulation 646 of Revised Regulations of Ontario, 1980 made under the *Ministry of Colleges and Universities Act*, or

(D) any bursary received by a student under Regulation 643 of Revised Regulations of Ontario, 1980 made under the *Ministry of Colleges and Universities Act*;

(b) "married person" means an adult person other than a single person;

(c) "single person" means an adult person who is a widow, widower, unmarried, deserted, separated or divorced and who is not living with another person as husband or wife;

(d) "spouse" includes a person who although not legally married to another person lives with that person as if they were husband and wife. R.R.O. 1970, Reg. 287, s. 1 (1); O. Reg. 715/73, s. 1; O. Reg. 285/79, s. 1; O. Reg. 85/80, s. 1.

(2) For the purpose of clause 1 (f) of the Act,

(a) elementary schools, secondary schools and schools for trainable retarded children under the *Education Act*;

(b) The Ontario School for the Deaf;

(c) The Ontario School for the Blind;

(d) Ontario Teacher Education College;

(e) private schools operated in accordance with section 15 of the *Education Act*;

(f) private vocational schools under the *Private Vocational Schools Act*;

(g) colleges of applied arts and technology established under the *Ministry of Colleges and Universities Act*;

(h) a diploma nursing program or a nursing assistant program recognized under the *Health Disciplines Act*, for the purpose of obtaining a certificate of competency to practise as a registered nurse or as a registered nursing assistant;

(i) the Ontario Police College established under the *Police Act*; and

(j) colleges of agricultural technology administered by the Ministry of Agriculture and Food,

are classes of educational institutions. O. Reg. 518/78, s. 1.

(3) For the purposes of the Act and this Regulation,

(a) "blind person" means a person with visual acuity in both eyes that with proper refractive lenses is 20/200 (6/60) or less with Snellen chart or equivalent, or a person

having the greatest diameter of the field of vision in both eyes of less than twenty degrees, where the diameter of the field of vision is determined by the use of,

- (i) a tangent screen at a distance of one meter using a ten millimeter white test object, or
  - (ii) a perimeter at a distance of one-third of a meter using a three millimeter white test object;
- (b) "disabled person" means a person who has a major physical or mental impairment that is likely to continue for a prolonged period of time and who, as a result thereof, is severely limited in activities pertaining to normal living, as verified by objective medical findings accepted by the medical advisory board;
- (c) "permanently unemployable person" means a person who is unable to engage in remunerative employment for a prolonged period of time as verified by objective medical findings accepted by the medical advisory board; and
- (d) "person in need" means a person,
- (i) whose budgetary requirements determined under section 12 exceed his income determined under section 13, and
  - (ii) who is not otherwise made ineligible for a benefit under the Act or this Regulation. O. Reg. 187/73, s. 1, *part*.

2.—(1) The wife of a recipient of a pension under the *Old Age Security Act* (Canada),

- (a) who is a person in need;
- (b) who is not eligible for an allowance under subsection 7 (1) of the Act or under subsections (3), (4) or (5) of this section or for a pension under the *Old Age Security Act* (Canada);
- (c) who has attained the age of sixty years;
- (d) who is living,
  - (i) with her husband,
  - (ii) apart from her husband where he is a patient in an institution under the *Mental Hospitals Act*, a sanatorium under the *Sanatoria for Consumptives Act*, a hospital for the chronically ill or a nursing home or a resident in a home for the aged under the

*Homes for the Aged and Rest Homes Act*, or the *Charitable Institutions Act*, and has been a patient or resident therein, as the case may be, for a continuous period of six months or more, or

- (iii) apart from her husband where he is imprisoned in a penal institution and at the date of application has a term of imprisonment remaining to be served of six months or more; and
- (e) subject to section 5, who has liquid assets that together with those of her husband do not exceed \$5,000 in value,

is, subject to subsection (2), and to sections 3, 6, 7 and 8, eligible for an allowance calculated in accordance with section 10. O. Reg. 252/76, s. 1, *part*; O. Reg. 1104/80, s. 1 (1).

(2) Subsection (1) does not apply,

- (a) to a person who was not eligible for an allowance under that subsection before the month of October, 1975 and who became eligible for a spouse's allowance under the *Old Age Security Act* (Canada) on or after that month; or
- (b) after the month of October, 1975 to a person who was eligible for an allowance under that subsection prior to that month and who became eligible for a spouse's allowance under the *Old Age Security Act* (Canada) after that month. O. Reg. 252/76, s. 1, *part*.

(3) The wife of a recipient or of a former recipient of an allowance under the Act or a predecessor Act,

- (a) who is a person in need;
- (b) who is not eligible for an allowance under subsection 7 (1) of the Act or under any other subsection of this section;
- (c) who has,
  - (i) attained the age of sixty years, or
  - (ii) one or more dependent children;
- (d) who is a single person; and
- (e) subject to section 5, who has liquid assets that do not exceed \$2,500 in value and where she has one or more dependent children, that amount shall include the value of their liquid assets and shall be increased by \$2,500 for the first dependent child and \$500 for each additional dependent child,

is, subject to sections 5, 6 and 7, eligible for an allowance calculated in accordance with section 11. O. Reg. 187/73, s. 2, *part*; O. Reg. 715/73, s. 2 (1); O. Reg. 777/74, s. 1; O. Reg. 16/75, s. 1; O. Reg. 1104/80, s. 1 (2).

(4) A person,

- (a) received and lodged as a resident within the meaning of the *Homes for Special Care Act* in a home for special care established, licensed or approved under that Act; or
- (b) who has attained the age of eighteen years and resides in a facility designated under the *Developmental Services Act*;

and who,

- (c) is a person in need;
- (d) is not eligible for an allowance under subsection 7 (1) of the Act or under subsection (1), (3) or (5) of this section; and
- (e) has liquid assets not in excess of the amounts in section 4,

is, subject to sections 5, 6 and 7, eligible for an allowance calculated in accordance with section 11. O. Reg. 214/74, s. 1.

(5) A permanently unemployable person,

- (a) who is a person in need;
- (b) who has attained the age of eighteen years;
- (c) who is not eligible for an allowance under subsection 7 (1) of the Act or under subsection (1), (3), (4) or (6) of this section;
- (d) who has liquid assets not in excess of the amounts under section 4; and
- (e) who is not eligible for a pension under the *Old Age Security Act* (Canada),

is, subject to sections 5, 6 and 7, eligible for an allowance calculated in accordance with section 11. O. Reg. 187/73, s. 2, *part*; O. Reg. 715/73, s. 2; O. Reg. 285/79, s. 2 (1).

(6) A person who,

- (a) is a person in need;
- (b) is resident in Ontario;
- (c) is, with the approval of the Director of the Vocational Rehabilitation Services Branch of the Ministry of Community and Social Services, enrolled in an assessment or training program established under section 5 of the

*Vocational Rehabilitation Services Act* and, in the opinion of the Director, is unable to take full advantage of such program without an allowance;

- (d) is not receiving an allowance under the *Adult Occupational Training Act* (Canada);
- (e) is not eligible for a pension under the *Old Age Security Act* (Canada); and
- (f) has liquid assets not in excess of the amounts under section 3;

is, subject to sections 5 and 7, eligible for an allowance calculated in accordance with section 11. O. Reg. 992/78, s. 1; O. Reg. 285/79, s. 2 (2); O. Reg. 1100/80, s. 1.

(7) A person who,

- (a) is a person in need;
- (b) is resident in Ontario;
- (c) is a mother with a dependent child;
- (d) has been living separate and apart from her husband for three months or more;
- (e) is not eligible for an allowance under subsection 7 (1) of the Act or under subsection (1), (3), (4), (5) or (6) of this section;
- (f) who has liquid assets not in excess of the amounts under section 3; and
- (g) who is not eligible for a pension under the *Old Age Security Act* (Canada),

is, subject to sections 5 and 7, eligible for an allowance calculated in accordance with section 11. O. Reg. 352/79, s. 1.

3.—(1) Subject to section 4, an applicant or recipient, other than an applicant or recipient under clause 7 (1) (a), (c), (e) or (f) of the Act, or under subsection 2 (5) or (6) of this Regulation, is not eligible for an allowance where the applicant or recipient is,

- (a) a single person without dependent children and has liquid assets that exceed \$2,500 in value;
- (b) a single person with dependent children and has liquid assets that together with the liquid assets of his dependent children exceed \$5,000 in value for the applicant or recipient with one dependent child but that amount shall be increased by \$500 for each additional dependent child;
- (c) a married person with a spouse and has liquid assets that together with the liquid assets of his spouse exceed \$5,000 in value but where



he has one or more dependent children, that amount shall include the value of their liquid assets and shall be increased by \$500 for each dependent child.

(2) Subject to section 4, an applicant or recipient under clause 7 (1) (a), (c) or (e) of the Act or under subsection 2 (5) or (6) of this Regulation, is not eligible for an allowance where the applicant or recipient is,

- (a) a single person without dependent children and has liquid assets that exceed \$3,000 in value;
- (b) a single person with dependent children and has liquid assets that together with the liquid assets of his dependent children exceed \$5,500 in value for the applicant or recipient with one dependent child but that amount shall be increased by \$500 for each additional dependent child;
- (c) a married person with a spouse and has liquid assets that together with the liquid assets of his spouse exceed \$5,500 in value but where he has one or more dependent children, that amount shall include the value of their liquid assets and shall be increased by \$500 for each dependent child.

(3) Subject to section 4, an applicant or recipient under clause 7 (1) (f) of the Act is not eligible for an allowance where the foster child has liquid assets that exceed \$2,500 in value. O. Reg. 1104/80, s. 2.

4.—(1) Notwithstanding section 3 and subsections 2 (1) and (3), the Director may determine that a beneficiary with liquid assets having a value in excess of the maximum amount otherwise permitted to him under the regulations continues to be eligible for a benefit where the amount of the excess is not greater than 10 per cent of that maximum. O. Reg. 187/73, s. 3.

(2) Notwithstanding section 3, subsections 2 (1) and (3) and subsection (1) of this section, where,

- (a) a person who is an applicant or recipient or a beneficiary included or to be included in the allowance wishes to accumulate liquid assets having a value in excess of the maximum amount otherwise permitted under this Regulation in order to purchase an article considered by the Director to be necessary for the well-being of the person;
- (b) the amount of the intended excess referred to in clause (a) will not exceed the estimated cost approved by the Director of the article; and

- (c) the approval of the Director is given prior to the accumulation referred to in clause (a),

the Director may determine that the person is or continues to be eligible for an allowance or a benefit, as the case may be. O. Reg. 1104/80, s. 3.

5. Subject to subsection 14 (5) and notwithstanding anything else in the Act or in this Regulation, no person is eligible for an allowance,

- (a) who, subject to section 26 is a resident or patient in,
  - (i) an institution under the *Mental Hospitals Act*,
  - (ii) a children's mental health centre under the *Children's Mental Health Services Act*,
  - (iii) a sanatorium under the *Sanatoria for Consumptives Act*, or
  - (iv) a sanitarium under the *Private Sanitaria Act*,

after the first month and prior to the last month of any continuous period of residence therein;

- (b) who is an applicant or recipient under clause 7 (1) (b) or (d) of the Act or under subclause 2 (1) (d) (ii) or (iii) or subsection 2 (7) of this Regulation and who is not living as a single person; or
- (c) subject to paragraph 20 of subsection 13 (2), who is a recipient of general assistance paid under the *General Welfare Assistance Act* other than,
  - (i) a resident of a nursing home licensed under the *Nursing Homes Act*, or
  - (ii) a recipient of general assistance on behalf of a person who is not a beneficiary;
- (d) under clause 7 (1) (c) of the Act or under subsection 2 (5) of this Regulation who is dependent upon her spouse for support and maintenance where the spouse is not eligible for a pension under the *Old Age Security Act* (Canada) or for an increment under the *Ontario Guaranteed Annual Income Act*. R.R.O. 1970, Reg. 287, s. 6; O. Reg. 73/71, s. 2; O. Reg. 183/73, s. 4; O. Reg. 715/73, s. 5; O. Reg. 215/74, s. 1; O. Reg. 533/74, s. 3; O. Reg. 352/79, s. 2; O. Reg. 85/80, s. 2.

6.—(1) Where an applicant or recipient under section 2 of this Regulation, or under clauses 7 (1) (a) to (e) of the Act, or the spouse or a dependent child of the applicant or recipient has an interest or estate in real property other than real property used by the applicant or recipient as his own dwelling place, the applicant or recipient, as the case may be, is not eligible for an allowance unless such arrangement or disposition of the estate or interest is made as is deemed to be advantageous for the care of the applicant's or recipient's family. R.R.O. 1970, Reg. 287, s. 7 (1).

(2) Where an applicant or recipient is a foster parent he is not eligible for an allowance on behalf of a foster child who has an interest or estate in real property other than real property used as his own dwelling place by the foster child unless such arrangement or disposition of the estate or interest is made as is deemed to be advantageous for the care of the foster child. O. Reg. 715/73, s. 6.

7. Where, within three years preceding the date of application, or at any date subsequent thereto, an applicant or recipient or the spouse of an applicant or recipient has made an assignment or transfer of liquid assets or real property and, in the opinion of the Director, the consideration for the assignment or transfer was inadequate or the assignment or transfer was made for the purpose of qualifying the applicant for an allowance, the Director may determine that the applicant or recipient is not eligible for an allowance or he may reduce the amount of an allowance granted to compensate for the inadequate consideration. R.R.O. 1970, Reg. 287, s. 8.

8. Where the Director is not satisfied that an applicant or recipient is making reasonable efforts to obtain compensation or realize any financial resource that the applicant, recipient, or a beneficiary included or to be included in the recipient's allowance, may be entitled to or eligible for including, where the applicant, recipient or beneficiary is a sponsored dependant or nominated relative within the meaning of the regulations under the *Immigration Act, 1976* (Canada), any compensation or contribution to the support and maintenance of the applicant, recipient or beneficiary that may result from any undertaking or engagement made on his behalf under the said regulations between the Government of Canada and the nominator or sponsor, the Director may determine that the applicant, recipient or beneficiary is not eligible for a benefit or he may reduce the amount of an allowance granted by the amount of the compensation, contribution or financial resource, as the case may be, that in his opinion is available to the applicant, recipient or beneficiary. O. Reg. 285/79, s. 3.

9. A recipient under clause 7 (1) (d) of the Act or under subsection 2 (7) of this Regulation is not eligible for an allowance in a month during which she is regularly engaged in remunerative employment immediately following any period of four consecutive months during which she was regularly employed for more than an average of 120 hours monthly, com-

mencing with any month in which she worked more than 120 hours. O. Reg. 352/79, s. 3.

10.—(1) Where moneys are due and owing or may become due and owing to an applicant, recipient or beneficiary for maintenance that would, if received by the applicant, recipient or beneficiary be included in income for the purposes of subsection 13 (1) or reduce the allowance in accordance with subsection 11 (4), the Director may require as a condition of eligibility for a benefit that an applicant or recipient agree in writing to reimburse Ontario for all or any part of the benefit or benefits paid or to be paid out of the moneys when they become payable in respect of the same period of time to which the moneys apply.

(2) Subsection (1) does not apply to income referred to in paragraph 1 or paragraphs 13 to 35 of subsection 13 (2).

(3) The written agreement referred to in subsection (1) may include,

- (a) an authorization and direction to the person or agency from whom the moneys are receivable to deduct and pay such moneys directly to Ontario; and
- (b) an assignment to Ontario by the applicant or recipient of his or her right to such moneys from the person or agency from whom such moneys are receivable.

(4) The amount of any moneys paid to Ontario under an agreement under subsection (1) shall in no case exceed the total amount of the benefit or benefits paid to the applicant or recipient during the period in respect of which the moneys are payable.

(5) An applicant or recipient is not ineligible for an allowance solely by reason of the failure of any other person or agency to deduct and remit moneys to Ontario under an authorization and direction or an assignment under subsection (3). O. Reg. 1104/80, s. 4.

11.—(1) Subject to subsections (2) and (4), the amount of the allowance shall be equal to the budgetary requirements of the applicant determined in accordance with section 12, after deducting therefrom his income determined in accordance with section 13. O. Reg. 533/74, s. 4 (1), *part*.

(2) The allowance payable to a recipient other than,

- (a) a recipient,
  - (i) who is a blind person or a disabled person,
  - (ii) who is a person referred to in subsection 2 (6), or
  - (iii) who is a married person and he or his spouse or both of them are receiving

an increment under the *Ontario Guaranteed Annual Income Act*; and

(b) an applicant or recipient under subsection 2 (4),

shall not exceed a maximum of \$650 per month where the number of beneficiaries does not exceed four, but where there are more than four beneficiaries, this maximum shall be increased by a further \$30 monthly for each beneficiary in excess of four. O. Reg. 992/78, s. 2; O. Reg. 219/80, s. 1; O. Reg. 1104/80, s. 5.

(3) The provisions of subsection (2) do not apply where the amount of an allowance payable to an applicant or recipient exceeds the maximum amounts in that subsection by reason of any increase in the budgetary requirement for fuel of the applicant or recipient under paragraph 8 of subsection 12 (3). O. Reg. 821/73, s. 1.

(4) The allowances computed in accordance with subsections (1) and (2) shall be reduced by the amount of any payment received by or on behalf of an applicant, recipient, or beneficiary under the *Pension Act* (Canada), the *Unemployment Insurance Act, 1971* (Canada), the *War Veterans' Allowances Act* (Canada), the *Civilian War Pensions and Allowances Act* (Canada), the *Compensation for Victims of Crime Act*, the *Workmen's Compensation Act*, the *Quebec Pension Plan* (Quebec) and the *Canada Pension Plan* (Canada), provided that the Director may average the payment referred to in this subsection over the period of time to which it applies. O. Reg. 533/74, s. 4 (1), *part*.

12.—(1) In this section, “shelter” means the cost for a dwelling place in respect of,

- (a) rent;
- (b) principal and interest on a mortgage;
- (c) amounts repayable towards a loan obtained through the Ontario Home Renewal Program authorized by Regulation 506 of Revised Regulations of Ontario, 1980 made under the *Housing Development Act* or through the Residential Rehabilitation Assistance Program authorized by section 34.1 of the *National Housing Act* (Canada) for repairs to the dwelling place approved by the Director;
- (d) an agreement for sale;
- (e) taxes;
- (f) premiums for a policy of fire insurance covering the dwelling place or the contents thereof; and
- (g) the amount of the common expenses required to be contributed for a condominium unit except that portion of the common expenses allocated to the cost of heating, electricity, gas, water or other utilities. O. Reg. 581/72,

s. 2 (1); O. Reg. 355/77, s. 2 (1); O. Reg. 763/78, s. 1; O. Reg. 85/80, s. 3 (1).

(2) Notwithstanding that under subsection (1) shelter includes rent where an applicant or recipient is a tenant of any authority or agency that provides low rental housing accommodation on behalf of the Crown in right of Ontario or on behalf of a municipality, shelter does not include that portion of the rent for which the applicant or recipient is liable in respect of a person living in the dwelling place who is not a beneficiary. O. Reg. 1104/80, s. 6 (1).

(3) For the purpose of computing the amounts of allowances, the monthly budgetary requirements of the applicant or recipient, other than an applicant or recipient under subsections (4), (5), (6), (7) and (8) shall be determined as follows:

- 1. Where the applicant or recipient receives board and shelter from the same source, an amount for basic needs determined by the Director in accordance with the following Table:

TABLE

	Monthly Minimum	Monthly Maximum
One Adult Beneficiary	\$219	\$257
Two Beneficiaries	356	424
Three Beneficiaries	435	482
Four Beneficiaries (A)	502	538
(A) For each beneficiary in addition to four, add an amount up to \$56 to the monthly amount.		

- 2. In determining the amount under paragraph 1, the Director shall take into account,
  - i. any family relationship that exists between the applicant or recipient and the person or persons in the household where he resides from whom he receives board and shelter;
  - ii. any special needs of the applicant or recipient or any other beneficiary;
  - iii. the value of any services contributed by any beneficiary to the household where the applicant or recipient resides; and
  - iv. any other circumstances of the household where the applicant or recipient resides.

3. Subject to paragraphs 4, 5 and 6 for basic needs of an applicant or recipient whose basic needs are not determined under paragraphs 1 and 2 and,

i. whose payment for shelter includes the cost of heating the dwelling place, a monthly amount determined in accordance with Schedule A; and

ii. whose payment for shelter does not include the cost of heating the dwelling place, a monthly amount determined in accordance with Schedule B.

4. Subject to subsection 13 (8), the amount for basic needs determined in accordance with Schedule A or B shall be reduced by the amount by which the monthly cost to the applicant or recipient for shelter is less than,

i. for a single person without dependent children, \$75 monthly;

ii. for a married person without dependent children,

A. \$130 monthly where his or her basic needs are determined in accordance with Schedule A, or

B. \$120 monthly where his or her basic needs are determined in accordance with Schedule B; or

iii. for a single person or married person with dependent children,

A. \$130 monthly where his or her basic needs are determined in accordance with Schedule A, or

B. \$120 monthly where his or her basic needs are determined in accordance with Schedule B,

but where there are more than two beneficiaries, the amounts in sub-subparagraphs A and B shall be increased by \$5 for each additional beneficiary in excess of two,

provided that in determining the amount of a reduction under this paragraph, no refund or payment made to the applicant or recipient under section 7 of the *Income Tax Act* shall be taken into account and provided further that no reduction under this paragraph shall exceed the amount determined by the Director in accordance with the following Table:

TABLE

Family Size	Schedule A	Schedule B
One Adult Beneficiary	\$38	\$38
Two Beneficiaries (A)	93	83
(A) For each beneficiary in addition to two, add \$5 to the monthly amount.		

5. Where a duly qualified medical practitioner certifies that a beneficiary is pregnant, or where a beneficiary has given birth to a child, for additional needs of the beneficiary due to the pregnancy or birth, an amount not exceeding \$15 for a period not exceeding six months, commencing in any month after the third month of the pregnancy and ending not later than the sixth month after the birth of the child.

6. Where a duly qualified medical practitioner certifies that a beneficiary requires a special diet and signs a statement setting out in detail the special diet required, the Director may increase the monthly amount for basic needs determined in accordance with Schedule A or B to compensate for any additional cost to provide the special diet for the beneficiary.

7. For fuel where the budgetary requirements of the applicant or recipient for basic needs are determined under Schedule B, an annual amount, subject to paragraph 8, as determined by the Director in accordance with the following Table, and the amount may be apportioned over any period of not more than twelve months:



TABLE  
ANNUAL AMOUNT FOR FUEL

Number of Rooms	Detached Houses		Attached, Semi-detached and Duplex Houses, Apartments, Flats and Rooms	
	Not in a Territorial District	In a Territorial District	Not in a Territorial District	In a Territorial District
1	\$ 84	\$108	\$ 60	\$ 84
2	108	156	84	108
3	144	204	108	156
4	180	252	144	204
5	216	300	180	252
6	252	348	216	300

8. Where any amount determined by the Director under paragraph 7 is insufficient to meet the actual or anticipated cost of fuel for the period of apportionment determined under that paragraph, the Director may increase the budgetary requirement for fuel under paragraph 7 for that period up to the amount of the actual or anticipated cost, as the case may be.
9. For travel and transportation, where the applicant or recipient or the spouse living with the applicant or recipient,
- i. is a blind person, a monthly amount equal to \$30; or
  - ii. is a disabled person or in cases approved by the director a permanently unemployable person, a monthly amount equal to \$15, but where in the opinion of the Director the disabled person or permanently unemployable person requires the use of a wheelchair when travelling in the community, a monthly amount equal to \$30.
10. For premiums paid on a policy of life insurance in force at the date of application by an applicant or recipient with a dependent child where,
- i. the insurance is on the life of the applicant or recipient and the spouse of the applicant or recipient or any of them; and
  - ii. the beneficiary named in the policy is,
    - A. a person eligible for a benefit, or

- B. the estate of the insured person,
- an amount up to a maximum amount of \$10 monthly.
11. For personal needs due to advanced age an amount equal to,
- i. \$30 where the applicant or his spouse but not both of them, or the recipient or his spouse but not both of them, has attained the age of sixty-five years; or
  - ii. \$60 where the applicant and his spouse or the recipient and his spouse have each attained the age of sixty-five years,
- and where,
- iii. the applicant or recipient received an allowance for the month of October, 1975 for which the applicant or recipient was eligible in an amount determined by including in his budgetary requirements for that month the amount included in subparagraph i or ii; and
  - iv. the applicant or recipient or the spouse of the applicant or recipient was eligible for a pension under the *Old Age Security Act* (Canada) in the month of October, 1975,

the amount in subparagraph i shall be increased by \$53.96, or the amount in subparagraph ii shall be increased by \$107.92, as the case may be, so long as the applicant or



recipient continues to remain eligible for the allowance.

12. For special needs, where the applicant or recipient,

- i. is a blind person or a disabled person;
- ii. is a person referred to in subsection 2 (6); or
- iii. is a married person and one spouse is or both of them are receiving an increment under the *Ontario Guaranteed Annual Income Act*,

an amount equal to,

- iv. the difference between \$80 and the aggregate of the monthly amounts determined under paragraphs 5, 6, 7, 8, 9, 10 and 11 where such aggregate is less than \$80 and where the applicant or recipient is,

A. a single person, or

B. a married person and only one spouse is a blind person, disabled person, a person referred to in subsection 2 (6) or is receiving an increment under the *Ontario Guaranteed Annual Income Act*; or

- v. the difference between \$160 and the aggregate of the monthly amounts determined under paragraphs 5, 6, 7, 8, 9, 10 and 11 where such aggregate is less than \$160 and where the applicant or recipient is a married person and both spouses are blind persons, disabled persons, persons referred to in subsection 2 (6), or are receiving increments under the *Ontario Guaranteed Annual Income Act*.

R.R.O. 1970, Reg. 287, s. 11 (2); O. Reg. 73/71, s. 4 (1, 2); O. Reg. 381/72, s. 1; O. Reg. 581/72, s. 2 (2); O. Reg. 187/73, s. 5 (1); O. Reg. 380/73, s. 1 (1, 2); O. Reg. 559/73, s. 2 (1, 2); O. Reg. 685/73, s. 1; O. Reg. 801/73, s. 2 (1-3); O. Reg. 777/74, s. 4 (1, 2); O. Reg. 778/74, s. 2 (2, 3); O. Reg. 417/75, s. 2 (1-3); O. Reg. 567/75, s. 1 (1); O. Reg. 856/75, s. 1; O. Reg. 252/76, s. 2; O. Reg. 508/76, s. 1; O. Reg. 355/77, s. 2 (2-6); O. Reg. 992/78, s. 3; O. Reg. 993/78, s. 1 (1, 2); O. Reg. 85/80, s. 3 (2, 3); O. Reg. 219/80, s. 2 (1-3); O. Reg. 1104/80, s. 6 (1-4).

(4) For the purpose of computing the amount of allowances, the monthly budgetary requirements of an applicant or recipient who is eligible under clause 7 (1) (f) of the Act shall be a monthly amount equal to \$125 for the first foster child, \$100 for the second

foster child and \$85 for each additional foster child. O. Reg. 1104/80, s. 6 (5).

(5) Subject to subsection (6), for the purpose of computing the monthly allowance of an applicant or recipient resident in,

- (a) a home, joint home or satellite home under the *Homes for the Aged and Rest Homes Act*;
- (b) a charitable institution under the *Charitable Institutions Act*;
- (c) a nursing home licensed under the *Nursing Homes Act*; or
- (d) a home for retarded persons or an auxiliary residence under the *Homes for Retarded Persons Act*,

the monthly budgetary requirements shall be an amount equal to the sum of,

- (e) the lesser of,
  - (i) \$11.42 a day, or
  - (ii) the daily rate chargeable in respect of the resident,

multiplied by the number of days in the month or determined for the month in such other manner as the Director may decide; and

- (f) a comfort allowance in an amount determined by the Director but not exceeding \$61.

R.R.O. 1970, Reg. 287, s. 11 (4); O. Reg. 153/71, s. 2 (1); O. Reg. 380/73, s. 1 (3); O. Reg. 533/74, s. 5 (2); O. Reg. 567/75, s. 1 (2); O. Reg. 385/76, s. 1; O. Reg. 201/77, s. 1 (1, 2); O. Reg. 767/78, s. 1; O. Reg. 64/79, s. 1; O. Reg. 365/79, s. 1 (1); O. Reg. 571/79, s. 1; O. Reg. 760/79, s. 1; O. Reg. 49/80, s. 1; O. Reg. 369/80, s. 1; O. Reg. 511/80, s. 1 (1); O. Reg. 742/80, s. 1; O. Reg. 877/80, s. 1.

(6) In determining the monthly budgetary requirements under subsection (5) of a blind person, a permanently unemployable person or a disabled person residing in a charitable institution under the *Charitable Institutions Act*, who in the opinion of the Director requires financial aid in order to travel in the community, there shall be included, in addition to the amount determined under that subsection, an amount for transportation allowance not exceeding \$15 but where the resident is a blind person or in the opinion of the Director requires a wheelchair for travelling in the community, the amount for a transportation allowance shall not exceed \$30. O. Reg. 187/73, s. 5 (2).

(7) For the purpose of computing the monthly allowance of a person,

- (a) received and lodged as a resident within the meaning of the *Homes for Special Care Act* in

a home for special care established, licensed or approved under that Act; or

- (b) who has attained the age of eighteen years and resides in a facility designated under the *Developmental Services Act*,

the monthly budgetary requirements shall be an amount equal to the sum of,

- (c) the daily amount paid under the *Homes for Special Care Act* or under the *Developmental Services Act*, as the case may be, for the care and maintenance of the person, multiplied by the number of days in the month;

- (d) any amount paid in the month on behalf of the person for clothing, toiletries and other personal necessities under the *Homes for Special Care Act* or under the *Developmental Services Act*, as the case may be; and

- (e) any other amount paid on behalf of the person under the *Homes for Special Care Act* or under the *Developmental Services Act*, as the case may be. O. Reg. 214/74, s. 2.

(8) For the purpose of computing the monthly allowance of a person who is a patient in,

- (a) a hospital for chronically ill patients;
- (b) a chronic care hospital;
- (c) a chronic unit attached to a general or convalescent hospital; or
- (d) a nursing home for chronic care,

designated under the regulations under the *Health Insurance Act* as a hospital or a health facility for the provision of insured services to chronically ill patients, the monthly budgetary requirements shall be an amount equal to the sum of,

- (e) a comfort allowance in an amount determined by the Director but not exceeding \$61 after the first month and prior to the last month of any continuous period of residence therein; and
- (f) the cost of one or more of the following items and services approved by the Director,
- (i) dental services,
  - (ii) dentures,
  - (iii) prosthetic devices including eye-glasses, and
  - (iv) clothing. O. Reg. 215/74, s. 2; O. Reg. 533/74, s. 5 (3); O. Reg. 201/77, s. 1 (3); O. Reg. 365/79, s. 1 (2); O. Reg. 511/80, s. 1 (2).

#### INCOME

13.—(1) Subject to subsection (2), for the purposes of determining a person in need and computing the amounts of allowances, the income of an applicant or recipient shall include all payments of any nature or kind whatsoever, received by or on behalf of,

- (a) the applicant or recipient;
- (b) the spouse of the applicant or recipient where the spouse is living with the applicant or recipient, as the case may be; and
- (c) any dependant of the applicant or recipient other than the casual earnings of the dependant. O. Reg. 715/73, s. 9, *part*.

(2) For the purposes of subsection (1), and without restricting the generality of subsection (1), income shall include,

1. subject to subsection (6), the gross monthly income from wages, salaries and casual earnings other than the casual earnings of a dependent child, and net monthly income as determined by the Director from an interest in or operation of a business less,

- i. an amount determined by the Director up to a maximum amount of \$40 for work-related expenses approved by the Director,

- ii. notwithstanding the amount of \$40 referred to in subparagraph i, in the case of a person referred to in clause 7 (1) (a), (b), (c) or (e) of the Act, or subsection 2 (1), (4), (5) or (6) of this Regulation,

A. an amount determined by the Director up to a maximum amount of \$50 for work-related expenses approved by the Director, and

B. an amount in addition to that referred to in sub-subparagraph A determined by the Director up to a maximum amount of \$40 for extraordinary work-related expenses approved by the Director, and

- iii. \$75 where there is one beneficiary or \$100 where there is more than one beneficiary, and

- iv. an additional amount, not to exceed \$50, equal to 50 per cent of the amount by which the person's gross monthly income from wages, salaries, casual earnings and the net monthly income from an interest in or operation of a business exceed the total amount of the exemptions to which the person is entitled under subparagraphs i, ii and iii;

2. subject to subsection (7), any payment received under the *Old Age Security Act* (Canada);

3. subject to subsection (7), any increment received under the *Ontario Guaranteed Annual Income Act*;

4. subject to subsection (7), any pension or payment received under legislation of any other country;
  5. subject to subsection (5), income from a farm;
  6. subject to subsections (7) and (8), any regular or periodic payments received under a mortgage agreement for sale or loan agreement where the unpaid balance of the mortgage, agreement for sale or loan, together with the value of his liquid assets exceeds the maximum value of the liquid assets permitted to him under sections 4 and 5 or under section 2, as the case may be;
  7. subject to subsection (7), any regular or periodic payments received under any annuity, pension plan, superannuation scheme or insurance benefit;
  8. subject to subsection (7), any payments for support or maintenance received under an order made by a court of competent jurisdiction or under a domestic contract or an agreement with the putative father of a child born out of wedlock;
  9. maintenance allowances paid under training programs, after deducting therefrom any expenses determined by the Director to be necessary for taking any such training program;
  10. the net income of the spouse of the applicant or recipient or of the putative father of a beneficiary available to the applicant or recipient as determined by the Director where the spouse or putative father, as the case may be, is living apart from the applicant or recipient; and
  11. subject to subsection (7), where the applicant or recipient is a sponsored dependant or nominated relative within the meaning of the regulations under the *Immigration Act, 1976* (Canada), payments available to him, as determined by the Director, under any undertaking or engagement made on his behalf under the said regulations between the Government of Canada and any person nominating or sponsoring him;
  12. subject to paragraph 14, where the applicant or recipient is providing lodging to any person, a monthly amount that shall be deemed to be paid by such person to the applicant or recipient, which amount shall be,
    - i. \$30 where the person is of the age of eighteen years or more and is being provided with meals in addition to lodging, or
    - ii. \$20 where the person is under eighteen years of age or is not being provided with meals,
- but shall not include,
13. any benefits referred to in subsection 12 (4) and any benefits received under the Act and the Regulations;
  14. the gross income received for lodging without meals or for meals and lodging provided by the applicant or recipient to any child of the applicant or recipient where such child is,
    - i. a beneficiary,
    - ii. a recipient of general assistance under the *General Welfare Assistance Act*, or
    - iii. is in full time attendance at an educational institution approved by the Director, or is on vacation from such institution;
  15. 40 per cent of the gross income as determined by the Director received from rented self-contained quarters;
  16. 40 per cent of the gross income as determined by the Director received from the rental of land or a garage;
  17. family allowances received under the *Family Allowances Act* (Canada) or allowances under the *Youth Allowances Act* (Canada);
  18. any payment received as a child tax credit by reason of the application of section 122.2 of the *Income Tax Act* (Canada);
  19. any payment received under the *Vocational Rehabilitation Services Act* or the regulations thereunder;
  20. assistance received under the *General Welfare Assistance Act*, except general assistance paid under subsections 11 (1) and (5) of Regulation 441 of Revised Regulations of Ontario, 1980, received after the first month of eligibility for an allowance;
  21. payments received from a governmental source or other agency as approved by the Director on behalf of a child who is not a beneficiary;
  22. donations received from a religious, charitable or benevolent organization;
  23. casual gifts of small value;
  24. casual payments of small value;
  25. any payment or refund received under section 7 of the *Income Tax Act*;
  26. any grant received under section 2 or 7 of the *Ontario Pensioners Property Tax Assistance Act*;

27. any payment received under Orders-in-Council numbered OC-3410/70 and OC-2403/71, or either of them, made pursuant to section 5 of the *Ministry of Agriculture and Food Act*;
  28. interest and dividends earned on liquid assets;
  29. any payment received pursuant to the *Indian Act* (Canada) under a treaty between Her Majesty and an Indian band;
  30. any payment received under Order-in-Council numbered P.C. 1977-2496, made under section 40 of the *Indian Act* (Canada);
  31. any payment received from the sale or other disposition of an asset;
  32. any grant received by a student under Regulation 646 of Revised Regulations of Ontario, 1980, made under the *Ministry of Colleges and Universities Act*;
  33. any bursary received by a student under Regulation 643 of Revised Regulations of Ontario, 1980 made under the *Ministry of Colleges and Universities Act*;
  34. any grant received by a part-time student enrolled in a post-secondary institution, under clause 7 (a) of the *Ministry of Colleges and Universities Act*;
  35. any bursary received by a full-time student enrolled in a secondary school, under clause 8 (1) (h) of the *Education Act*. O. Reg. 715/73, s. 9, *part*; O. Reg. 215/74, s. 3; O. Reg. 533/74, s. 6 (1); O. Reg. 778/74, s. 3; O. Reg. 336/75, s. 1; O. Reg. 567/75, s. 2 (1, 2); O. Reg. 741/75, s. 1; O. Reg. 132/78, s. 1; O. Reg. 993/78, s. 2; O. Reg. 285/79, s. 4; O. Reg. 900/79, s. 1 (1, 2); O. Reg. 85/80, s. 4; O. Reg. 1100/80, s. 2; O. Reg. 1104/80, s. 7.
- (3) Where,
- (a) a person was eligible for an allowance during the month of November, 1979;
  - (b) during the month of November, 1979, the person referred to in clause (a) received income from wages, salaries, casual earnings or a business;
  - (c) the exemptions contained in paragraph 1 of subsection (2) as of the 30th day of November, 1979, were applied in calculating the amount of the allowance for the month of November, 1979; and
  - (d) as a result of the application referred to in clause (c) the amount of the allowance for

which the person referred to in clause (a) is eligible under subsection 11 (1) on and after the 1st day of December, 1979, is less than the amount of the allowance for which the person was eligible for the month of November, 1979,

the amount of the allowance for each month after November, 1979, for which the person is eligible shall, as long as clause (d) continues to apply, and does not at any time cease to apply, be calculated by applying the exemptions contained in paragraph 1 of subsection (2) as it existed on the 30th day of November, 1979. O. Reg. 900/79, s. 1 (3).

(4) Notwithstanding subsection (1), the income determined for the purposes of that subsection, of an applicant or recipient under clause 7 (1) (f) of the Act shall include only those payments received by the applicant or recipient on behalf of the foster child.

(5) For the purpose of paragraph 5 of subsection (2), the annual income from a farm shall be deemed to be,

- (a) 20 per cent of the first \$1,000 gross income or any part thereof;
- (b) 30 per cent of the second \$1,000 gross income or any part thereof; and
- (c) 40 per cent of the gross income in excess of \$2,000. O. Reg. 715/73, s. 9, *part*.

(6) Notwithstanding subsection (1), in determining the amount of income under this section, the Director may average the gross income for wages, salaries and casual earnings over a period,

- (a) not exceeding six months where the applicant or recipient is a disabled person, a blind person or a permanently unemployable person; and
- (b) not exceeding four months in all cases other than those cases referred to in clause (a). O. Reg. 567/75, s. 2 (3); O. Reg. 900/79, s. 1 (2).

(7) Where, in the opinion of the Director, any regular or periodic payment of the income referred to in paragraph 2, 3, 4, 5, 6, 7, 8 or 11 of subsection (2), applies to a number of months, he may average the income received over that number of months. O. Reg. 533/74, s. 6 (2).

(8) Where an applicant or recipient is in receipt of principal or interest under a mortgage, loan agreement or agreement for sale, the Director may approve the application of such amounts up to \$75 monthly in reduction of the actual cost to the applicant or recipient for shelter as defined in subsection 12 (1), for the purpose of determining the reduction in his or her budgetary requirements for basic needs under paragraph 4 of subsection 12 (3), but in no case shall the amounts so applied be included as income for the purpose of subsection (1). O. Reg. 355/77, s. 3.



14.—(1) Subject to subsections (2), (3) and (4), an allowance shall be paid by cheque, monthly in arrears, computed from the first day of the month following the month in which the eligibility of the applicant is determined.

(2) An allowance for an applicant who resides in a home for special care established, licensed or approved under the *Homes for Special Care Act*, or in a facility designated under the *Developmental Services Act* shall be computed from the date of his admission to the home or facility, as the case may be. O. Reg. 16/75, s. 2.

(3) Subject to subsection (4), where eligibility is determined after the last day of the month in which the application was received by the Director and delay in making the payment is caused by circumstances wholly beyond the control of the applicant, the Director may direct that payment shall commence on an earlier date to be set by him, but that date shall not be before the date on which the Director receives the application or more than four months before the date on which he determines the eligibility, whichever is the later.

(4) Where a recipient ceases to be eligible for an allowance and on a new application therefor another person caring for a dependent child or foster-child of the recipient is eligible for an allowance, the allowance to that person shall commence from the first day of the month following the month in which the recipient ceases to be eligible.

(5) Where a recipient ceases to be eligible for an allowance the Director may nevertheless direct that the allowance be paid for the calendar month immediately following the month in which the eligibility ceased. R.R.O. 1970, Reg. 287, s. 13 (2-4).

15.—(1) Notwithstanding sections 11 and 30, where the amount of any payment is determined under sections 12 or 30 to be more than zero and less than \$2.50 in any month, the amount may be increased to \$2.50. O. Reg. 777/74, s. 6.

(2) For the purposes of subsection (3),

(a) "training allowance" means a training allowance payable under the *Adult Occupational Training Act* (Canada);

(b) "training program" means a program of training approved by the Director.

(3) Notwithstanding subsection 11 (1), where the amount of the allowance payable to a recipient who is a parent with a dependent child would be reduced to zero under section 13 by reason of income that includes income from a training allowance received by the parent enrolled in a training program for which he or she has been approved by the Director, the amount of the allowance shall be continued at \$2.50 per month so long as the parent continues to be approved by the Director for the training program. O. Reg. 813/76, s. 1.

16.—(1) The Director may determine that a beneficiary is not eligible to receive a benefit or may cancel or suspend a benefit where the applicant or recipient or spouse of the applicant or recipient is unwilling to accept employment and in the opinion of the Director suitable employment is available. O. Reg. 715/73, s. 10, *part*.

(2) The Director, having regard to a beneficiary's budgetary requirements and his income, may vary or suspend an allowance where a beneficiary is,

(a) a patient in a hospital;

(b) serving a term of imprisonment; or

(c) attending an educational institution of a class defined under subsection 1 (2) and where his maintenance is being paid for in whole or in part by a governmental agency approved by the Director. R.R.O. 1970, Reg. 287, s. 14 (2).

(3) Where a recipient ceases to be eligible for an allowance due to the value of liquid assets, the amount recoverable under section 17 of the Act as a sum to which the recipient was not entitled shall not exceed the difference between the maximum value of the liquid assets that the recipient and any other beneficiaries owned during the period of ineligibility and the maximum value of the liquid assets permitted under subsections 2 (1) and (3), section 3 and section 4. O. Reg. 85/80, s. 5.

17.—(1) An application for an allowance shall be made to the Director in Form 1. R.R.O. 1970, Reg. 287, s. 15 (1).

(2) An application by a foster parent for an allowance on behalf of a foster child shall be made to the Director in Form 2. O. Reg. 715/73, s. 11.

(3) An application in Form 1 shall be accompanied by a consent to inspect assets in Form 3. R.R.O. 1970, Reg. 287, s. 15 (3).

(4) An application for an allowance payable under clause 7 (1) (c) or (e) of the Act or under subsection 2 (5) of this Regulation shall be accompanied by a report of a legally qualified medical practitioner in Form 4, but where the applicant is a blind person, the report shall be in Form 5. O. Reg. 187/73, s. 7.

(5) Where applicable, an applicant shall furnish, to the satisfaction of the Director,

(a) proof of the date of birth of the applicant and any beneficiary for whom an allowance would be provided under the application;

(b) proof of marriage; and

(c) proof of the death of the spouse or of a parent of a dependent child or foster child in respect of whom an application is made.



(6) Where the applicant by reason of physical or mental disability is unable to make the application in person, the application may be made by the spouse or some other responsible person acting on behalf of the applicant. R.R.O. 1970, Reg. 287, s. 15 (5, 6).

(7) An application for a benefit under section 38 shall be made to the Director in Form 6. O. Reg. 991/78, s. 2.

(8) An application for a benefit under section 39 shall be made to the Director in Form 7. O. Reg. 185/79, s. 1.

(9) Notwithstanding subsections (1), (2) and (7), where, within one year preceding the date of application, an applicant applied for a benefit in Form 1, 2 or 6 or received a benefit, an application for a benefit may be made to the Director in a form provided by the Director. O. Reg. 85/80, s. 6.

18.—(1) In this section “intake authority” means a field worker or any other person designated by the Director.

(2) An intake authority shall ensure that the application is filled out and completed by or on behalf of the applicant and the applicant, subject to subsection 17 (7), shall sign the application in the presence of the intake authority.

(3) The intake authority shall immediately send the completed application and any supporting material to the Director.

(4) An intake authority shall,

(a) at the request of the Director,

(i) verify any statements in an application for an allowance,

(ii) where any child of an applicant or recipient is receiving or may receive a benefit, review the circumstances under which the child is being cared for, and

(iii) review the capacity of the applicant or recipient to manage an allowance;

(b) at such times as the Director directs, prepare and submit a report on any circumstances of an applicant or recipient that might affect his eligibility for the amount of or continuance of a benefit or any other matter relating thereto; and

(c) counsel and assist any applicant or recipient assigned to him in any matter relating to a benefit.

(5) An intake authority shall not charge any fee to or receive any remuneration from or on behalf

of any beneficiary or applicant in respect of any duty that he performs or service that he renders under the Act or the regulations. O. Reg. 715/73, s. 12.

19. A decision of the Director made under the direction of the board of review or an appellate court shall take effect from the date of his original decision, order or directive, as the case may be, that was the subject of the review or appeal. R.R.O. 1970, Reg. 287, s. 19.

20.—(1) A medical advisory board is continued consisting of three or more persons appointed by the Minister, at least one of whom shall be a legally qualified medical practitioner.

(2) The Minister shall designate as chairman of the board a legally qualified medical practitioner appointed under subsection (1). R.R.O. 1970, Reg. 287, s. 20 (1, 2).

(3) The medical advisory board shall,

(a) investigate the eligibility of an applicant or recipient under clause 7 (1) (c) or (e) of the Act, and for this purpose shall,

(i) review medical evidence submitted in support of the application,

(ii) obtain any additional evidence necessary to make a complete report under subclause (iii),

(iii) report to the Director as to whether the applicant or recipient is a blind person, a disabled person or a permanently unemployable person or under what conditions he would become employable; and

(b) determine if the spouse of the applicant or recipient is a blind person, a disabled person or a permanently unemployable person for the purposes of paragraph 9 of subsection 12 (3). R.R.O. 1970, Reg. 287, s. 20 (3); O. Reg. 187/73, s. 9.

21. A beneficiary is entitled without cost to receive insured services in accordance with the *Health Insurance Act* and the regulations thereunder. O. Reg. 187/73, s. 10, *part*.

22. Any beneficiary or class thereof other than a person who,

(a) remains eligible for a drug benefit under subsection 24 (2); or

(b) a person who is eligible for a drug benefit under section 25,

may be entitled to dental services under any agreement in writing in force from time to time

between the Crown in right of Ontario and The Ontario Dental Association. O. Reg. 252/76, s. 3.

23.—(1) Notwithstanding clause 1 (j) of the Act, in subsection (2), sections 24 and 25, "Minister" means the Minister of Health for Ontario.

(2) In sections 24 and 25, "dispensary" means a person or facility in Ontario approved by the Minister to dispense drugs. O. Reg. 741/75, s. 2.

24.—(1) Ontario shall pay on behalf of any beneficiary not eligible for a drug benefit under section 25, an amount that is equal to the cost, determined by the Minister, of drugs prescribed for the person by a duly qualified medical practitioner or member of the Royal College of Dental Surgeons of Ontario where the drugs have been,

- (a) approved by the Minister; and
- (b) purchased by or on behalf of the beneficiary from a dispensary during the month next following the month in which,
  - (i) a payment of the allowance has been received by or on behalf of the beneficiary, or
  - (ii) in the case of a person remaining eligible for the payment of the drug benefit under subsection (2), the person is approved by the Director.

(2) Notwithstanding subsection (1) and subject to subsection (3), a person who was eligible under this section for payment of the cost of drugs purchased by or on behalf of the person in the month of October, 1975 and who became eligible on the 1st day of that month for a spouse's allowance under the *Old Age Security Act* (Canada) shall continue to remain eligible for the drug benefit so long as the person does not become ineligible for the drug benefit for a reason other than the person's eligibility for the spouse's allowance on that day.

(3) Notwithstanding section 13 and for the purpose of subsection (2), a spouse's allowance under the *Old Age Security Act* (Canada) received by any person referred to in subsection (2), shall not be included in the person's income determined under section 13.

(4) A payment under this section is a class of benefit other than an allowance.

(5) For the purpose of subclause (1) (b) (i), a payment of a benefit under section 31 shall be deemed to be the payment of an allowance. O. Reg. 252/76, s. 4.

25.—(1) Ontario shall pay on behalf of any person resident in Ontario,

(a) who is eligible for a pension payable under Part I of the *Old Age Security Act* (Canada);

(b) who has attained the age of sixty-five years, is approved by the Minister and has been a resident of Ontario for the twelve consecutive months immediately preceding the date of the approval;

(c) who is eligible for general assistance under the *General Welfare Assistance Act*; or

(d) who is a "dependant" within the meaning of clause 1 (1) (e) of Regulation 441 of Revised Regulations of Ontario, 1980, of a person referred to in clause (c),

an amount that is equal to the cost determined by the Minister, of drugs prescribed for the person by a duly qualified medical practitioner or member of the Royal College of Dental Surgeons of Ontario, where the drugs have been,

- (e) approved by the Minister; and
- (f) purchased by, or on behalf of that person from a dispensary at any time in or after the month next following the month in which the person,
  - (i) first receives payment of a monthly pension under Part I of the *Old Age Security Act* (Canada), or
  - (ii) is approved by the Minister,

as the case may be,

so long as that person continues to reside in Ontario. O. Reg. 741/75, s. 4 (1); O. Reg. 508/76, s. 2 (1).

(2) A payment under this section is a class of benefit other than an allowance and each person eligible for the benefit shall be deemed to be a person in need.

(3) Subject to subsection (4), an application for a benefit payable under subsection (1) shall be made to the Minister in a form satisfactory to the Minister, and an application so made shall be deemed to be an application received by the Director in accordance with section 9 of the Act. O. Reg. 741/75, s. 4 (3), *part.*

(4) An application for,

- (a) a pension payable under Part I of the *Old Age Security Act* (Canada);
- (b) an increment under the *Ontario Guaranteed Annual Income Act*; or
- (c) general assistance under the *General Welfare Assistance Act*,

shall be deemed to be an application made under subsection (3). O. Reg. 508/76, s. 2 (2).

26.—(1) Subject to subsection (2), any person who ceases to be eligible for an allowance may, as determined by the Director, continue to be entitled to receive any benefit under sections 21 and 22 for such period as the Director may determine up to three months after his eligibility for the allowance ceased.

(2) A person who ceases to be eligible for an allowance by reason of imprisonment or by reason of admission as a patient or resident of a hospital or other institution may, as determined by the Director, continue to be entitled to receive any benefit under sections 21 and 22 that he was entitled to receive before his imprisonment or admission. R.R.O. 1970, Reg. 287, s. 24.

27.—(1) For the purposes of this section, "dependant" means a dependant child and includes a foster child for whom an allowance is payable to the recipient under clause 7 (1) (f) of the Act. O. Reg. 576/75, s. 3, *part*.

(2) An applicant or recipient who is eligible for an allowance in the month of August in any calendar year and who has one or more dependants shall be paid annually, in addition to the amount of the allowance, an amount equal to,

(a) \$35 for each of his dependants who attains the age of four years or more but who has not attained the age of thirteen years in the calendar year in which the amount is paid; and

(b) \$65 for each of his dependants who attains the age of thirteen years or more in the calendar year in which the amount is paid. O. Reg. 993/78, s. 3; O. Reg. 219/80, s. 3.

(3) A payment under this section is a class of benefit other than an allowance. O. Reg. 567/75, s. 3, *part*.

28.—(1) For the purpose of this section, "training program" means a training program located in Ontario that has been approved for a specified number of trainees,

(a) jointly by the Department of Manpower and Immigration of the Government of Canada and the Ministry of Community and Social Services of the Government of Ontario; or

(b) by the Ministry of Community and Social Services where the training program is not available through the sponsorship of the Department of Manpower and Immigration,

as part of the Ministry of Community and Social Services' project for the training of recipients who are parents with dependent children.

(2) In addition to an allowance, a recipient who is a parent with a dependent child and who is enrolled in a training program for which he or she has been approved, subject to subsection (3), by the Director, may be paid an amount considered by the Director to be reasonable and necessary for any expenses determined by the Director to be necessary for the parent to take the program.

(3) The Director shall not approve a recipient under subsection (2) for enrollment in a training program in which there is already enrolled the maximum number of trainees for which the program has been approved under subsection (1).

(4) A payment under subsection (2) is a class of benefit other than an allowance. O. Reg. 813/76, s. 2.

29.—(1) Subject to subsection (2), where the Director determines that repairs to premises which are used as the recipient's residence and owned by the recipient or by a beneficiary included in the recipient's allowance are necessary in order to enable the recipient to continue to reside in the premises and where the Director gives his approval before any expenditure is incurred, there may be paid to the recipient, in addition to an allowance, an amount considered by the Director to be reasonable and necessary for such repairs.

(2) No payment for repairs shall be made under this section,

(a) where the recipient has received a loan through the Ontario Home Renewal Program authorized by Regulation 506 of Revised Regulations of Ontario, 1980 made under the *Housing Development Act* or through the Residential Rehabilitation Assistance Program authorized by section 34.1 of the *National Housing Act* (Canada) in respect of the same item of repair;

(b) for the cost of digging a well;

(c) for the cost of internal renovation or remodelling except where, in the opinion of the Director, such renovation or remodelling is necessary to ensure privacy;

(d) for the cost of new foundations for the premises;

(e) for the cost of a new furnace except where the Director is satisfied that the existing furnace is unsafe for the occupants of the premises;

(f) for the cost of materials for insulation unless the Director is satisfied that the thermal insulation of the premises will meet the minimum standards set out in section 9.26 of Regulation 87 of Revised Regulations of Ontario, 1980 made under the

*Building Code Act*, and that the cost of such materials is reasonable in relation to the estimated future saving in the cost of heating the premises; or

(g) where, in the opinion of the Director, the market value of the premises does not warrant incurring the cost of such repairs.

(3) Notwithstanding subsection (1), where an expenditure has been incurred without the prior approval of the Director, a payment may be made where the Director is satisfied that owing to the urgent nature of the repair work the recipient was unable to obtain the prior approval of the Director. O. Reg. 763/78, s. 2, *part*.

(4) In addition to a benefit under section 38 or an allowance, Ontario may pay on behalf of a beneficiary an amount considered by the Director to be reasonable and necessary for the purchase, replacement or repair, in a manner approved by the Director, of eyeglasses or hearing aids that are for the exclusive use of a beneficiary of the benefit under section 38 or the allowance, as the case may be. O. Reg. 991/78, s. 3.

(5) A payment under this section is a class of benefit other than an allowance. O. Reg. 763/78, s. 2, *part*.

30. An applicant or recipient,

- (a) who is a blind person or a disabled person;
- (b) who is a person referred to in subsection 2 (6); or
- (c) who is a married person and one spouse is or both of them are receiving an increment

under the *Ontario Guaranteed Annual Income Act*,

shall, in addition to an allowance, be paid any amount by which the amount of the allowance is less than the amount of the allowance that would be payable if the person's budgetary requirements determined under section 12 were,

- (d) \$337 where the applicant or recipient is a single person;
- (e) \$536 where the applicant or recipient is a married person and only one spouse is a blind person, a disabled person, a person referred to in subsection 2 (6) or is receiving an increment under the *Ontario Guaranteed Annual Income Act*; or

(f) \$674 where the applicant or recipient is a married person and both spouses are,

- (i) blind persons or disabled persons,
- (ii) persons referred to in subsection 2 (6), or
- (iii) receiving increments under the *Ontario Guaranteed Annual Income Act*,

and, where the applicant or recipient has one or more dependent children, the amount determined in accordance with the following Table:

TABLE

	Age of Dependent Children		
	16 Years and Over	10-15 Years	0-9 Years
<i>A. Family with One Adult Beneficiary</i>			
1. First Dependent Child	\$199	\$181	\$167
2. Second Dependent Child, add to the amount in item 1	85	70	58
3. For each additional Dependent Child add to the aggregate of items 1 and 2	72	62	56
<i>B. Family with Two Adult Beneficiaries</i>			
1. First Dependent Child	85	70	58
2. For each additional Dependent Child, add to the amount in item 1	72	62	56



31. Where a recipient ceases to be eligible for an allowance because the recipient or the recipient's spouse is engaging in regular employment, there may be paid to the recipient, with the approval of and in a manner to be determined by the Director, a benefit in an amount not in excess of \$250. O. Reg. 1104/80, s. 10.

32.—(1) In this section, "dependent child" includes a foster child in respect of whom a benefit is provided under clause 7 (1) (f) of the Act. O. Reg. 799/77, s. 1, *part*.

(2) Where a recipient has a dependent child who,

- (a) is a beneficiary;
- (b) is, in the opinion of the Director, severely handicapped;
- (c) has not attained the age of eighteen years; and
- (d) resides with the recipient,

there may be paid to the recipient, in addition to an allowance, an amount to be determined by the Director, not less than \$25 a month and not in excess of \$200 per month in respect of each such severely handicapped dependent child. O. Reg. 991/78, s. 4, *part*; O. Reg. 219/80, s. 5; O. Reg. 1104/80, s. 11.

(3) In making a determination under subsection (2), the Director shall consider all the circumstances of the recipient including,

- (a) the age of the child;
- (b) the extent to which the child is severely limited in activities pertaining to normal living, including, but not necessarily limited to, the ability to walk, communicate with others, feed himself or herself, or bathe himself or herself; and
- (c) the expenses which the recipient is incurring or might incur solely by reason of the severe handicap of the child. O. Reg. 991/78, s. 4, *part*.

(4) A payment under this section is a class of benefit other than an allowance. O. Reg. 799/77, s. 1, *part*.

33. Ontario shall pay on behalf of a recipient or an applicant the cost of any medical examination or report to determine whether he is a disabled person, a permanently unemployable person or a blind person where he subsequently becomes eligible for a benefit by reason of the examination or report in the amounts of,

- (a) \$10 for a report in Form 4; and
- (b) \$20 for a report in Form 5. R.R.O. 1970, Reg. 287, s. 26; O. Reg. 132/78, s. 2.

34.—(1) In this section,

(a) "dependant" means a dependant as defined in clause 1 (1) (e) of Regulation 943 of Revised Regulations of Ontario, 1980 made under the *Vocational Rehabilitation Services Act*;

(b) "substantially gainful occupation" means substantially gainful occupation as defined in subsection 1 (2) of Regulation 943 of Revised Regulations of Ontario, 1980 made under the *Vocational Rehabilitation Services Act*. O. Reg. 992/78, s. 6, *part*.

(2) Where a person referred to in subsection 2 (6) with one or more dependants is required to change his or her place of residence in order to obtain and receive assessment or training under a vocational rehabilitation program established under section 5 of the *Vocational Rehabilitation Services Act*, while maintaining the person's normal place of residence for any dependants, there may be paid to the applicant or recipient in addition to an allowance an amount determined by the Director up to a maximum of \$257 per month. O. Reg. 1104/80, s. 12.

(3) A person who,

- (a) is unmarried;
- (b) has no dependants;
- (c) is not eligible for an allowance;
- (d) is incapable of pursuing regularly any substantially gainful occupation because of physical or mental impairment;
- (e) is, with the approval of the Director of the Vocational Rehabilitation Services Branch of the Ministry of Community and Social Services, enrolled in an assessment or training program established under section 5 of the *Vocational Rehabilitation Services Act*; and
- (f) is a resident or patient in an institution under the *Mental Hospitals Act*,

may be paid for transportation or work-related expenses an amount determined by the Director but not exceeding \$61 per month. O. Reg. 992/78, s. 6, *part*; O. Reg. 285/79, s. 5; O. Reg. 85/80, s. 8; O. Reg. 511/80, s. 2.

(4) A payment under this section is a class of benefit other than an allowance. O. Reg. 992/78, s. 6, *part*.

35.—(1) Where a recipient who has been a resident in an institution approved by the Director is discharged or is about to be discharged from the institution in order to establish a permanent residence in the community and, in the opinion of the Director, needs financial assistance in establishing the residence, there may be



paid to the recipient, in addition to an allowance, a benefit up to a maximum amount of \$337.

(2) A payment under this section is a class of benefit other than an allowance. O. Reg. 1104/80, s. 13.

36. An application for an allowance under section 17 shall be deemed to include an application for a benefit paid or provided under section 21, 22, 24, 26, 27, 28, 29, 30, 31, 32, 33 or 34. O. Reg. 285/79, s. 6.

37. For the purpose of subsection 5 (2) of the Act and subject to subsection 12 (2), the budgetary requirements of an applicant or recipient for shelter shall be the amount of current rent for which the applicant or recipient is liable to the authority or agency, as the case may be, in respect of persons who are beneficiaries. O. Reg. 1104/80, s. 14.

38.—(1) In this section,

(a) "family income" means, except as determined in subsection (4), the aggregate of the amount of income of,

(i) an applicant for a benefit or a parent of a beneficiary under this section,

(ii) the spouse of the applicant or the parent of a beneficiary who resides with the applicant or parent, and

(iii) the severely handicapped child,

for the taxation year next preceding that during which the benefit is paid or is to be paid;

(b) "income" means the amount of total income declared by a person on the person's return of income as required by section 150 of the *Income Tax Act* (Canada) as being the person's total income for the applicable taxation year;

(c) "parent" means the father or mother of a child, and includes a guardian and a person who has demonstrated a settled intention to treat the child as a child of his or her family. O. Reg. 991/78, s. 5, *part*.

(2) Where a person who is not eligible for an allowance is the parent of a child who,

(a) is, in the opinion of the Director, severely handicapped;

(b) has not attained the age of eighteen years; and

(c) resides with the person,

there may be paid to the person on behalf of the severely handicapped child a benefit in an amount determined by the Director, not less than \$25 a month and not in

excess of \$200 a month in respect of each such severely handicapped child. O. Reg. 991/78, s. 5, *part*; O. Reg. 219/80, s. 8; O. Reg. 1104/80, s. 15.

(3) In making a determination under subsection (2), the Director shall consider all the circumstances of the applicant or the parent of a beneficiary, including,

(a) the age of the child;

(b) the family income;

(c) the extent to which the child is severely limited in activities pertaining to normal living, including, but not necessarily limited to, the ability to walk, communicate with others, feed himself or herself, or bathe himself or herself; and

(d) the expenses which the applicant or the parent of a beneficiary is incurring or might incur solely by reason of the severe handicap of the child.

(4) For the purpose of verifying family income, the applicant or the parent of a beneficiary, as the case may be, shall when required by the Director provide the Director with a copy of the applicant's or parent's return of income, and where applicable a copy of the returns of income of the spouse of the applicant or parent of a beneficiary and the severely handicapped child, filed or to be filed with the Minister of National Revenue, for the taxation year next preceding that during which the benefit is paid or is to be paid.

(5) Notwithstanding subsection (4), for the purpose of subsection (3),

(a) where the family income includes income from a farming or other business or from self-employment;

(b) where the family income in the taxation year in which the benefit is or is to be paid is less than the family income for the immediately preceding taxation year;

(c) where the applicant or parent of a beneficiary, or spouse of the applicant or parent of a beneficiary or the severely handicapped child did not file a return of income by reason of being a non-resident of Canada during the immediately preceding taxation year; or

(d) where the applicant or parent of a beneficiary or spouse of the applicant or parent of a beneficiary or the severely handicapped child is unable for any other reason to provide a copy of the person's return of income for the immediately preceding taxation year to the Director,

the Director may determine the amount of the family income.

(6) Where an applicant for a benefit under this section is in receipt of a benefit for one or more severely handicapped children pursuant to an Order in Council made under section 8 of the Act, the Director may determine that a benefit be paid under this section.

(7) Notwithstanding section 21, a child on whose behalf a benefit is paid under this section is not entitled without cost to receive insured services in accordance with the *Health Insurance Act*, and the regulations thereunder.

(8) A payment under this section is a class of benefit other than an allowance. O. Reg. 991/78, s. 5, *part*.

39.—(1) In this section,

(a) "active treatment hospital" means a hospital listed in Schedule 1, Part I of Schedule 4 or Part I of Schedule 5 to Regulation 452 of Revised Regulations of Ontario, 1980 made under the *Health Insurance Act*;

(b) "chronic care services" means chronic care services as defined in clause 37 (1) (b) of Regulation 452 of Revised Regulations of Ontario, 1980 made under the *Health Insurance Act*;

(c) "chronic care unit" means a chronic care unit as defined in clause 37 (1) (c) of Regulation 452 of Revised Regulations of Ontario, 1980 made under the *Health Insurance Act*;

(d) "dependant" means,

(i) a spouse who was cohabiting with the applicant,

(A) immediately prior to the applicant being admitted to a chronic care unit, or

(B) where the applicant was transferred to a chronic care unit from an active treatment hospital, immediately prior to the applicant being admitted to the active treatment hospital, or

(ii) a child under eighteen years of age;

(e) "spouse", notwithstanding clause 1 (1) (d) means,

(i) either of a man and a woman being married to each other, and

(ii) either of a man and a woman not being married to each other who have been cohabiting in a relationship of some permanence for not less than one year,

but does not include a person who is receiving benefits under the *Old Age Security Act* (Canada) or the *Ontario Guaranteed Annual Income Act*.

(2) Where a person is receiving chronic care services and a co-payment is prescribed to be made by the person under subsection 37 (8) of Regulation 452 of Revised Regulations of Ontario, 1980, made under the *Health Insurance Act*, the Director may determine in accordance with Form 7 that the person is eligible for a certificate of exemption from payment of all or part of the amount of the co-payment so assessed.

(3) A certificate of exemption under this section is a class of benefit other than an allowance. O. Reg. 185/79, s. 2.

Schedule A

AMOUNTS FOR BASIC NEEDS (see Notes)

Number of Children	16 Years and Over	10-15 Years	0-9 Years	One Adult Person	Two Adult Persons
0	0	0	0	\$257	\$456
1	0	0	1	424	514
	0	1	0	438	526
	1	0	0	456	541
2	0	0	2	482	570
	0	1	1	496	582
	0	2	0	508	588
	1	0	1	514	597
	1	1	0	526	603
	2	0	0	541	613
3	0	0	3	538	626
	0	1	2	552	638
	0	2	1	564	644
	0	3	0	570	650
	1	0	2	570	653
	1	1	1	582	659
	1	2	0	588	665
	2	0	1	597	669
	2	1	0	603	675
	3	0	0	613	685

1. Where payment for shelter includes cost of heating the dwelling place.
2. The above Table indicates the amounts for one or two adults and the three oldest children in a family. For each additional child in the family in excess of three children, add to the appropriate amount set out in the Schedule for a family with three as follows:

i. 16 years and over ..... \$72

ii. 10-15 years ..... 62

iii. 0-9 years ..... 56

Schedule B

AMOUNTS FOR BASIC NEEDS (see Notes)

Number of Children	16 Years and Over	10-15 Years	0-9 Years	One Adult Person	Two Adult Persons
0	0	0	0	\$257	\$446
1	0	0	1	414	504
	0	1	0	428	516
	1	0	0	446	531
2	0	0	2	472	560
	0	1	1	486	572
	0	2	0	498	578
	1	0	1	504	587
	1	1	0	516	593
	2	0	0	531	603
3	0	0	3	528	616
	0	1	2	542	628
	0	2	1	554	634
	0	3	0	560	640
	1	0	2	560	643
	1	1	1	572	649
	1	2	0	578	655
	2	0	1	587	659
	2	1	0	593	665
	3	0	0	603	675

1. Where heating costs are paid separately from shelter costs.
2. The above Table indicates the amounts for one or two adults and the three oldest children in a family. For each additional child in the family in excess of three children, add to the appropriate amount set out in the Schedule for a family with three as follows:

i. 16 years and over

872

ii. 10-15 years

62

iii. 0-9 years

56

Form 1

Family Benefits Act

APPLICATION FOR AN ALLOWANCE

1. Name of Applicant: .....  
Surname First Name Second Name

Address: .....  
Number Street or Rural Route City, Town, Village Postal Code

..... Township	..... County	..... Municipality	Municipal Code	R.O.
				F.W.A.

Maiden name if applicable..... Tel. No. ....

Has the Applicant previously applied for an allowance or assistance under *The General Welfare Assistance Act*?..... Yes ☐ No ☐ If yes, give particulars in narrative.

2. Personal Data

A.

	Name(s)	Birth Date			Education Last Grade Completed	Birthplace	Proof	Health
		Day	Month	Year				
Applicant..... Spouse.....								

B. Next of Kin.....  
(Name) (Address) (Relationship)

C. Marital Status of Applicant:

<input type="checkbox"/> Single	<input type="checkbox"/> Married	<input type="checkbox"/> Widowed	<input type="checkbox"/> Divorced	<input type="checkbox"/> Separated	<input type="checkbox"/> Deserted
<input type="checkbox"/> Common-Law					
Date:					
Place:					

If applicant or spouse previously married, please provide details.....  
.....

Does applicant or spouse have OHIP coverage?..... If so, are premiums paid directly;  
through pension deductions, or otherwise?.....  
Give details.....



(i) Applicant:                      OHIP No. .... Social Insurance No. ....

(ii) Spouse:                        OHIP No. .... Social Insurance No. ....

Are special diets required by applicant, spouse or dependent children?    Yes ☐    No ☐

3. Dependent Children

Given Name(s) and Surname(s) under which birth was registered for each child	Sex	Birth Date			Birthplace	School Grade
		Day	Month	Year		

4. State in detail reasons why aid is required. ....

.....

.....

5. Residence in Ontario immediately prior to the date of this application .....                      (Years)                      (Months)

Details of previous residence. ....

.....

.....

6. Income:

A. Past and present employment: (List employment of applicant and all members of household: include part-time and irregular employment, casual and odd jobs)

(Give record of past employment of all employable members of household. Cover a sufficient period for each person to indicate period of last regular employment.)

Employee	Employer (Name of Person, Firm or Corporation)	Employer's Address	Number of Hours Monthly	Weekly Wgs.	Period of Employment	
				Gross Net	From Mo.-Yr.	To Mo.-Yr.

Reason for leaving employment.....  
.....

B. Rental Revenue    Yes ☐    No ☐

Name	Relationship	Type of Rental	Rate: weekly or monthly	Date Commenced	Date Ceased

C. Roomers (R) or Boarders (B)    Yes ☐    No ☐

Name	R/B	Relationship	Date of Birth	Rate: weekly or monthly	Date Commenced	Date Ceased

Is any roomer or boarder a child of the applicant and a beneficiary of Family Benefits, a student, or in receipt of General Welfare Assistance?    Yes ☐    No ☐

If yes, provide details.....

Is there any other person living in the home?    Yes ☐    No ☐    If yes, provide details.....

.....

D. Other income of spouse or any dependant    Yes ☐    No ☐

Description	Applicant			Spouse or Dependant	
	Reference Number	Date Commenced	Monthly Amount	Date Commenced	Monthly Amount
Old Age Security and G.I.S.....					
Annuities, Pensions, Superannuation.....					
Insurance Benefits (provide details).....					
Farm or Business (provide details).....					
Alimony or Separation Payment.....					
Maintenance from putative father or deserting husband.....					
Mortgage Receivable—Loan Agreement.....					
Training Allowances (Detail Expenses).....					
<i>Pension Act</i> (Canada).....					
<i>Unemployment Insurance Act</i> (Canada).....					
<i>War Veterans' Allowances Act</i> (Canada).....					
<i>Civilian War Pensions and Allowances Act</i> (Canada).....					
Official Guardian.....					
<i>Canada Pension Plan</i> (Canada).....					
<i>Quebec Pension Plan</i> (Quebec).....					
<i>Workmen's Compensation Act</i> .....					
<i>General Welfare Assistance Act</i> .....					
<i>Compensation for Victims of Crime Act</i> .....					
Other (Specify).....					

Is applicant, spouse or dependent child in receipt of any regular or periodic contribution from relatives or other sources?    Yes ☐    No ☐

If yes, provide details in narrative.....

Is applicant, spouse or dependent child in receipt of Public Assistance other than for which the application is being made?    Yes ☐    No ☐

If yes, give rate \$..... and date commenced.....

Has applicant, spouse or dependent child received a student award?    Yes ☐    No ☐

If yes, provide details in narrative.....

Has application been made for any of the above types of income?    Yes ☐    No ☐

If yes, provide details.....

Is any future income expected from any source?    Yes ☐    No ☐

If yes, provide details.....

Means of subsistence of applicant and/or spouse.....

Did applicant and/or spouse serve in allied armed forces?    Yes ☐    No ☐

If yes, dates and particulars.....  
.....

7. Assets

A. Check for each item held by applicant, spouse or dependent children at the time of application

Type	Yes	No	Description	A	S	C	Amount
1. Cash on hand							
2. Bank accounts							
3. Credit unions							
4. Safety deposit box							
5. Bonds, stock shares and other securities							
6. Mortgage receivable							
7. Loans, notes							
8. Accounts collectable							
9. Official guardian or public trustee (money in trust)							
10. Interest in automobile or truck							
11. Interest in business							
12. Other							

Are any future assets expected (such as unadjusted claims, insurance, an inheritance, or lawsuit pending)?    Yes ☐    No ☐    If Yes, describe fully in narrative.....

B. Real Property    Yes ☐    No ☐

Description and Location			Applicant Spouse Dependent Children	Owned or Life Lease	Rented Vacant Occupied	Year Pur- chased	As- sessed Value	Mar- ket Value	Balance of Mort- gages
Lot	Plan or Concession	Township and County or Street Address and City or Town							

Transfer of Property—Real or Personal

Has any property or assets been transferred by applicant, spouse or dependent children within three years prior to this application?    Yes ☐    No ☐

If Yes, give details in narrative.....

C. Estate of Deceased Spouse

1. Was there any estate?    Yes ☐    No ☐
2. Was there a will?    Yes ☐    No ☐
3. Have letters probate or letters of administration been applied for?    Yes ☐    No ☐

D. Life Insurance (on Life of Applicants and Dependants)

Policy Number	Applicant Spouse Dependent Children	Name and Address of Company	Beneficiary	Face Value	Cash Surrender Value	Monthly Premiums

8. Debts

Name of Creditor	Details	Verified		Amount
		Yes	No	
				\$



9. Living Conditions

A. Is person in hospital, nursing home or other institution?

	Yes	No
Applicant		
Spouse		

1. If Yes, give date entered.....
2. Name, address and type of institution.....  
.....
3. Rate paid by GWA ☐ OHIP ☐ Other ☐ (specify).....

B. Is applicant boarding? Yes ☐ No ☐ If so, with whom?.....  
(Relationship)

Effective Date ..... Rate (monthly).....

C. Other living arrangements:—Expenses must be verified

		Weekly	Monthly	Yearly
Type of accommodation Owned <input type="checkbox"/> Rented <input type="checkbox"/>	Rent			
Number of rooms..... Attached <input type="checkbox"/> Detached <input type="checkbox"/>	Mortgage, principal and interest			
Fuel: paid by applicant <input type="checkbox"/> or included in rent <input type="checkbox"/>	Taxes (gross)			
Are any costs shared? Yes <input type="checkbox"/> No <input type="checkbox"/> If Yes, give recipient's share	Fire insurance (building and contents)			
Condition of property	Present mortgage balance			
Utilities (Hydro, water, phone)	Tax arrears	Fuel		Yearly
Give additional details of mortgage if necessary				
Name and address of landlord				

10. DECLARATION

I, ..... do certify that:  
(full name)

1. I am the applicant named in the foregoing application (or the person making application on behalf of the applicant).
2. All the statements in the foregoing application are true to the best of my knowledge and belief and no information required to be given has been concealed or omitted.

3. Should assistance be granted to me/to the applicant on the basis of the foregoing information, I undertake to notify the Director or his representative of any changes in my/his circumstances, especially those pertaining to assets, income and living arrangements.

..... Witnessed by (signature of intake authority)	..... (signature of applicant or signature of person making application on behalf of applicant)
..... Witnessed by (signature of intake authority)	..... (signature of spouse (if applicable) )

To Be Completed By Welfare Administrator

Is applicant capable of managing assistance?    Yes ☐    No ☐

If No, provide details and recommendations.....  
.....

Do you recommend a mail out report?    Yes ☐    No ☐

The following forms, documents and certificates are attached:  
.....  
.....

Documents to follow: .....  
.....

O. Reg. 715/73, s. 15, *part*.

Form 2

*Family Benefits Act*

APPLICATION FOR AN ALLOWANCE BY A FOSTER PARENT

Applicant

1. Name of Applicant :

<div></div>	<div></div>	<div></div>	<div></div>
(surname)	(given names)	F.W.A.	R.O.

Address .....  
(number) (street or rural route)

..... (city, town, village or P.O. township)	..... (county)	<div></div> (municipality)
---	-------------------	-------------------------------

2. Data Pertaining to Foster Child(ren)

Given Name(s) and Surname under which Birth Registered	Birth Date	Birth Date Proof	Place of Birth	Sex	School	Grade

3. Particulars of Natural Parents

	Name	Maiden Name	Address (if applicable)	Marital Status	Date of Death (if applicable)	Details of Employment
Mother						
Father						

4. Assets

A. Check for each item held by or on behalf of foster child(ren) at time of application

Type	Description	Amount	Type	Description	Amount
1. Cash		\$	4. Official Guardian		\$
2. Bank Account			5. Other (please specify)		
3. Bonds					

B. Are any future assets expected (such as unadjusted claims, insurance, inheritances or lawsuits pending? Yes ☐ No ☐

5. Does foster child have any interest in real property? Yes ☐ No ☐

6. If parents deceased, was there an estate and/or life insurance? Yes ☐ No ☐

7. Income

A. Check for each item received by or on behalf of foster child(ren) at time of application

Type	Date Commenced	Monthly Amount	Type	Date Commenced	Amount
Canada Pension Plan		\$	Family Allowance (if not, explain)		\$
War Veterans Allowance			Other (please specify)		
Maintenance					



Witness: ..... Signature of Applicant.....  
Address: .....

Dated at . . . . ., this . . . . . day of . . . . ., 19 . . . . .

Witness: ..... Signature of Spouse where applicable.....  
 ..... Address if different.....

O. Reg. 715/73, s. 15, *part.*

## Form 4

### Family Benefits Act

## MEDICAL REPORT AND CERTIFICATE IN RESPECT OF IMPAIRMENT

NAME OF PERSON EXAMINED.....

[illegible]

## 1. (a) COMPLAINTS AND HISTORY OF PRESENT IMPAIRMENT:

(b) DATE IMPAIRMENT COMMENCED: .....

2. EXAMINATION: (i) Mental Alertness..... (iv) Pulse.....

(ii) Height..... (v) Blood Pressure.....

(iii) Weight..... (vi) Other Findings.....

Urinalysis: .....

5. PRESENT TREATMENT: .....

6. LIMITATIONS IMPOSED BY THE IMPAIRMENT: .....



7. With or without treatment would you expect sufficient recovery to take place in the mental or physical condition of this person at any time in the future to render this person employable?

Yes ☐ No ☐

8. DOES PERSON REQUIRE CARE IN A NURSING HOME? Yes ☐ No ☐

If 'Yes', probable length of time: .....

9. DOES PERSON REQUIRE THE SERVICES OF A REGISTERED NURSE?

Yes ☐ No ☐

If 'Yes', Visits Recommended:

- ☐ Daily
- (Indicate which) ☐ Number per Week.....
- ☐ Number per Month.....

Visits required for a Period of.....Days; .....Weeks; .....Months.

10. DOES PERSON REQUIRE THE USE OF A WHEELCHAIR? Yes ☐ No ☐

11. RECOMMENDATIONS REGARDING SPECIAL DIETS: .....  
.....

12. OTHER RECOMMENDATIONS: .....  
.....  
.....

In your opinion would you consider this person to be:

Medically employable..... ☐

Temporarily unemployable for medical reasons but likely able to resume employment after:

- less than six months... ☐
- six months..... ☐
- one year..... ☐
- two years..... ☐

Permanently unemployable for medical reasons and unlikely to be able to commence remunerative employment..... ☐

Disabled to the extent that the person is severely limited in the activities pertaining to normal living such as self-care, communication, or motor activities, and this disability is likely to continue for a prolonged period of time..... ☐

CERTIFICATE OF DOCTOR

PLEASE PRINT

I, ....., am a legally qualified medical practitioner and have examined the above-named person at..... on.....  
(date)  
and this report contains my findings and considered opinion at that time.

.....  
(signature) (date)

.....  
(address)

O. Reg. 187/73, s. 13.

Form 5

Family Benefits Act

MEDICAL REPORT IN RESPECT OF BLINDNESS

NAME..... DATE OF BIRTH..... SEX.....  
(surname) (given names)

ADDRESS..... PROVINCE.....

1. History    Age at onset of loss of sight.    Right eye.....    Left eye .....

Any other disability .....

2. Visual acuity

without glasses                      with glasses

Right eye .....                      .....

Left eye .....                      .....

Both eyes .....                      .....

Field of vision:

right                                      left

.....full.....

.....contracted.....

.....diameter less than 20°.....

.....central scotoma.....

.....other.....

NOTE: No vision (after correction) in excess of 20/200 or 6/60 Snellen admits to eligibility for allowance unless the diameter of the visual field is less than 20 degrees.

3. Visual field,

The diameter of the visual field determined by use of,  
(indicate which)

- ☐ a tangent screen at a distance of one metre using a 10 millimetre white test object; or
- ☐ a perimeter at a distance of one metre using a three millimetre white test object.

NOTE: No disability except the amount of vision may be considered for entitlement to an allowance.

4. Describe abnormalities of: lids, conjunctiva, globe, cornea, iris, ciliary body, lens, vitreous, retina, choroid, optic nerve, brain tumor, congenital, etc.

5. Diagnosis:	main	other
Right eye	.....	.....
Left eye	.....	.....

6. Former treatment .....
7. Treatment needed .....
8. When should re-examination be done? .....
9. Do pathological changes substantiate visual loss claimed? .

Do not write in this space

10. Additional comment by examiner:

11. Indicate below, (1) Amount of refractive error as in high myopia, etc.;
- or (2) Insert prescription for glasses when necessary.

	Sphere	Cyl	Axis	P.D.			Bridge	Temple
R.				Far	ADD R.			
Distance				Near	for			
L.					NEAR L.		Size and Shape	

Examined at.....

Signature of Ophthalmologist.....

Date.....

Address.....

Form 6

Family Benefits Act

APPLICATION FOR SEVERELY HANDICAPPED CHILDREN'S BENEFITS

Surname	Given Name	Field Worker #	District Office #
Address	S.I.No.	Birth Date	
	Postal Code	Telephone No.	
Marital Status			
<input type="checkbox"/> Single; <input type="checkbox"/> Married; <input type="checkbox"/> Divorced; <input type="checkbox"/> Separated; <input type="checkbox"/> Widowed; <input type="checkbox"/> Deserted; <input type="checkbox"/> Common-Law			
Spouse's Surname	Given Name	S.I.No.	Birth Date
Severely Handicapped Child's Name		Sex	Birth Date
Does child spend any time in a hospital/institution? Please specify:			
Nature of handicap (Brief description)			
Other Children (Under 21 not gainfully employed)			
Name	Sex M F	Age	Name Sex M F
Family Income (As reported on Income Tax Return for previous taxation year, 19__)			
	Applicant	Spouse	
Income from:			
Employment (less employment expense deduction)	\$	\$	
Pensions, Superannuation			
Maintenance, Alimony			
Rental or Boarder Income			
Family Allowance			
Unemployment Insurance			
Dividends, Interest			
Other Income from Investments			
Other Income from Business/Property (explain)			

Other (specify)

	SUB-TOTAL	(A)	(B)
Is applicant or spouse self-employed? If yes, state nature of occupation	<input type="checkbox"/> Yes, <input type="checkbox"/> No		
Does the severely handicapped child have any income? If yes, specify source and amount (annual)	<input type="checkbox"/> Yes, <input type="checkbox"/> No		(C)

TOTAL FAMILY INCOME (total of A, B and C above):

If present family income is substantially different from previous taxation year, explain and, if necessary, attach detailed list of current income.

In all cases identify only those portions of expenses that would not be incurred if the child were not handicapped.

A. Ongoing Expenses		B. Contingences (Specify Actual or Estimated Cost)	
	Monthly		Monthly
1. Regular Expenses		Special Equipment/Maintenance paid by Applicant (itemize below)	
Transportation Costs to doctor/clinic/hospital	\$		\$
Babysitting (Not Day Care)		Parental Relief Program	
Extra clothing, Diapers, Pants, Linen		Summer Camp Fees	
Special Shoes/Boots		Necessary Home Renovations	
Special Diet		Other (Specify)	
2. Medical Expenses			
Costs not covered by OHIP			
Prescribed Drugs not covered by existing plan (Please comment if not covered by F.B.A. Drug Card)			

CONTINGENCIES TOTAL

Dental Costs not covered by existing plan	
3. Educational & Social Expenditures	
Special Education	
Day Care (Actual cost paid by parents)	
Special Learning/Development Equipment	
Other (Specify)	

NOTE: Availability of, and use of, alternate sources should be listed e.g. Blue Cross, Community/Provincial Agencies, Employed Insurance Plans.



ONGOING EXPENSES TOTAL

\$

Declaration

I, \_\_\_\_\_  
am the applicant named on page 1, or the person making application on behalf of the applicant.

I certify that all of the statements in the foregoing application are true to the best of my knowledge and belief and no information required has been omitted or concealed.

Should a benefit be granted to the applicant on the basis of the foregoing information I undertake to notify the Director, or his representative, of any change in our circumstances, especially as they pertain to income, and to the residence of the children.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

..... Signature of Witness	..... Signature of the Applicant or person making application on behalf of the Applicant
..... Signature of Witness	..... Signature of Spouse

O. Reg. 991/78, s. 6.

Form 7

Family Benefits Act

APPLICATION FOR REDUCED ASSESSED CO-PAYMENT

Applicant's Name _____	OHIP Number _____
Name of Spouse _____	Number of Dependants in addition to spouse _____

SECTION ONE—INCOME

1. Employment Income (except self-employment)

Gross monthly income	_____
Monthly deductions (Income tax, Unemployment Insurance, Canada Pension Plan, Company Pension Plan, Union, Professional, or like dues)	_____
Net monthly employment income (gross monthly income less total deductions)	_____

2. Income from Self-Employment

Describe nature of business\_\_\_\_\_

Gross monthly income\_\_\_\_\_

Less expenses incurred to earn gross monthly income\_\_\_\_\_

Net monthly income from self-employment\_\_\_\_\_

3. Other Income

Net monthly investment income\_\_\_\_\_

Old Age Security, Guaranteed Income Supplements, Spouses Allowance,  
Payments under the *Ontario Guaranteed Annual Income Act* (GAINS)\_\_\_\_\_

Canada or Quebec Pension Plan, Workmen's Compensation Benefits, War-  
related Pensions\_\_\_\_\_

Sick Benefits, Insurance Benefits, Compensation for Victims of Crime\_\_\_\_\_

Annuities, Superannuation\_\_\_\_\_

Alimony, Maintenance, Support Payments\_\_\_\_\_

Other (specify) \_\_\_\_\_

4. Total Monthly Income

SECTION TWO—EXPENSES

1. Basic Needs

TABLE

Family Size	Monthly Amount
Applicant Alone	\$ 61
Applicant + 1 Dependant	\$250
Applicant + 2 Dependants	\$400
Applicant + 3 Dependants	\$500
For each dependant in addition to three, add \$100 to monthly amount.	

Enter amount based on above Table

\_\_\_\_\_

2. Shelter (Principal residence only)

Rent\_\_\_\_\_

Mortgage payments\_\_\_\_\_

Taxes\_\_\_\_\_

Insurance\_\_\_\_\_

Hydro\_\_\_\_\_

Water	_____	
Fuel	_____	
Telephone	_____	
Other (specify)	_____	
Total shelter		_____
3. Family Related Costs		
Child Care	_____	
Alimony/Maintenance	_____	
Other (specify)	_____	
Total family related costs		_____
4. Health Costs		
OHIP (exclude employer contributions)	_____	
Recurring Health Costs (optical, dental, medication)	_____	
Total health costs		_____
5. Transportation costs		
Public transit	_____	
Standard operating amount for necessary vehicle	_____	
Total transportation costs		_____
6. Debt Payments		
For necessary vehicles	_____	
Other (specify)	_____	
Total debt payments		_____
7. Other (specify) _____		
Total monthly expenses (total of items 1-7)		=====

Note: Income and expenses are to be declared only in respect of the applicant and his or her dependants. Do not include casual earnings of dependent children under item 18.

SECTION THREE—CALCULATION OF REDUCED ASSESSED CO-PAYMENT

Total income from Section One	_____
Less total expenses from Section Two	_____
Equals income available for assessed co-payment	_____
	(amount A)
Co-payment Assessed per form 6565-40 (2/79)	_____
	(amount B)

Amount of Exemption (Amount B less Amount A)

\_\_\_\_\_  
(amount C)  
(if less than  
zero, enter nil)

Reduced Assessed Co-payment (Amount B less Amount C)

\_\_\_\_\_

I certify that I am the above-named applicant or person making application on behalf of the above-named applicant for a reduced assessed co-payment and that all the information given by me and set out on this form is true to the best of my knowledge and belief.

\_\_\_\_\_  
(date)

\_\_\_\_\_  
Signature of Applicant or person making  
application on behalf of the Applicant

\_\_\_\_\_  
Signature of Intake Authority

\_\_\_\_\_

Certificate of Exemption

This is to certify that \_\_\_\_\_ has been granted a monthly benefit of  
\_\_\_\_\_ under section 39 of Regulation 318 of Revised Regulations of Ontario, 1980  
(amount C)  
under the *Family Benefits Act*.

\_\_\_\_\_  
(date)

\_\_\_\_\_  
Signature of Director of Family Benefits  
or official appointed to act on his behalf.

O. Reg. 185/79, s. 3; O. Reg. 365/79, s. 2; O. Reg. 511/80, s. 3.

REGULATION 319

under the Family Law Reform Act

DESIGNATION OF MATRIMONIAL HOME—FORMS

1. A designation of a matrimonial home under subsection 41 (1) of the Act shall be in Form 1. O. Reg. 215/78, s. 1.
2. A cancellation of a designation of a matrimonial home under subsection 41 (3) of the Act shall be in Form 2. O. Reg. 215/78, s. 2.

Form 1

*Family Law Reform Act*

DESIGNATION OF A MATRIMONIAL HOME

We, ..... and  
(full name)  
..... of the  
(full name)  
..... of ..... in  
the ..... of .....  
being spouses of one another and being entitled to possession of the property hereinafter described, namely:

(insert proper legal description)

hereby designate the said property as a matrimonial home.

Witness our hands the ..... day of ....., 19..

WITNESS:

.....  
(signature of spouse)  
.....  
(signature of spouse)

Note: Affidavit of Subscribing  
Witness is Required.

NOTE: UPON REGISTRATION OF THIS DOCUMENT ANY OTHER PROPERTY NOT SIMILARLY DESIGNATED AS A MATRIMONIAL HOME SHALL NOT QUALIFY AS A MATRIMONIAL HOME.

O. Reg. 215/78, Form 1.

Form 2

*Family Law Reform Act*

CANCELLATION OF DESIGNATION OF A MATRIMONIAL HOME

We, ....., and  
(full name)  
....., of the  
(full name)  
..... of ..... in  
the ..... of .....  
being spouses of one another and being entitled to possession of the property hereinafter described, namely:

(insert proper legal description)

hereby cancel the designation of the said property as a matrimonial home, which designation was made  
by us on the ..... day of ....., 19..,  
and was registered in the Land Registry Office for  
the ..... Division of ..... (No....)  
on the ..... day of ....., 19....,  
as Instrument Number .....

Witness our hands the ..... day of ....., 19..

Witness:

.....  
(signature of spouse)  
.....  
(signature of spouse)

Note: Affidavit of Subscribing  
Witness is Required.

NOTE: UPON REGISTRATION OF THIS DOCUMENT THE PROPERTY DESCRIBED THEREIN CEASES TO BE A MATRIMONIAL HOME. UPON THERE CEASING TO BE ANY DESIGNATION OF A FAMILY HOME UNDER SUBSECTION 41 (1) OF THE ACT, SECTION 39 OF THE ACT SHALL APPLY IN RESPECT OF PROPERTY THAT IS A MATRIMONIAL HOME.

O. Reg. 215/78, Form 2.





## REGULATION 320

### under the Farm Income Stabilization Act

#### PLAN—CORN STABILIZATION, 1979-1981

1. The voluntary plan for farm income stabilization respecting corn, known as the "Ontario Corn Stabilization Plan, 1979-1981" is continued. O. Reg. 480/79, s. 1, *revised*.

#### 2. In this Regulation,

(a) "corn" means grain corn produced in Ontario and marketed during the term referred to in section 9;

(b) "crop year" means a period from the 1st day of September in one year to the 31st day of August in the next year;

(c) "multi-farm operation" means two or more farm units operated by two or more different participants as a joint undertaking;

(d) "participant" means, with respect to a multi-farm operation, a person who,

(i) is a *bona fide* farmer,

(ii) supports a farm family unit,

(iii) derives his principal income from farming, and

(iv) shows a distinct and proportionate investment, management, labour and risk-taking or profit-sharing in the multi-farm operation;

(e) "plan" means the Ontario Corn Stabilization Plan, 1979-1981. O. Reg. 480/79, s. 2.

3. A person who applies for enrolment in the plan is required, as a condition of acceptance for enrolment, to be,

(a) the owner and operator of a farm on which he produces corn;

(b) the tenant and operator of a farm on which he produces corn; or

(c) a participant in a multi-farm operation. O. Reg. 480/79, s. 3.

4.—(1) No person is eligible to receive payments under the plan in respect of a crop year in which he has marketed less than ten tonnes of corn.

(2) A person may continue to be enrolled in the plan whether or not his annual registration form filed under

section 8 discloses that he intends to market less than ten tonnes of corn in the year to which the annual registration form applies. O. Reg. 480/79, s. 4.

5.—(1) No person is eligible to receive payments under the plan for corn marketed by him in excess of 1,000 tonnes in any crop year within the period referred to in section 9.

(2) No person who is a participant in a multi-farm operation is eligible to receive payments under the plan for corn marketed from the multi-farm operation where such marketing results in total marketing from the multi-farm operation exceeding 3,000 tonnes in any crop year within the period referred to in section 9. O. Reg. 480/79, s. 5.

6. It is a condition of enrolment in the plan that to receive any payment thereunder the person enrolled shall comply with the following conditions:

1. Sales slips and weigh slips, signed by the buyer and seller, shall be maintained by the enrolled person and submitted to the Commission, or to such person as it may direct, in respect of every lot of corn for which payment is claimed under the plan.

2. The enrolled person shall not claim payment for corn under the plan unless it was marketed by him during the crop year with respect to which he has applied for payment.

3. The enrolled person shall not claim payment for corn marketed by him that has been replaced by him through purchases of other grains or feed, and in the case of purchase of other grains or feed, the amount of corn replaced shall be determined by the Commission.

4. The enrolled person shall maintain a record of all sales of corn by him and a record of all purchases by him of corn, other grains and feed, and the record of sales of corn shall include the name of the buyer and seller, the date of the sale, the date and location of delivery, the quantity, the moisture content and price.

5. Where the moisture content of any corn marketed by the enrolled person exceeds 15.5 per cent, the weight of the corn marketed shall be adjusted to a weight that is equivalent to the same quantity of corn having a moisture content of 15.5 per cent. O. Reg. 480/79, s. 6.

7.—(1) An application for enrolment in the plan shall be in Form 1.

(2) Subject to subsection (3), no person shall be enrolled in the plan unless his application for enrolment was submitted to the Commission not later than the 1st day of September, 1979.

(3) Notwithstanding subsection (2), a person may apply for enrolment in the plan for the crop year commencing on the 1st day of September, 1980 or for the crop year commencing on the 1st day of September, 1981, where,

- (a) he has not, for any crop year during the term referred to in section 9, prior to such date, marketed ten tonnes or more of corn and he pays the prescribed fee to the Commission with his application; or
- (b) he has, for any crop year during the term referred to in section 9, prior to such date, marketed ten tonnes or more of corn and he pays the prescribed fees to the Commission together with an amount sufficient to place his account on a basis equivalent to those producers who enrolled for the crop year commencing on the 1st day of September, 1979. O. Reg. 480/79, s. 7.

8. Each person enrolled in the plan shall, prior to the 1st day of September in each crop year during the term referred to in section 9, after the year in which he applied for enrolment, file with the Commission an annual registration form in Form 2 respecting the corn that he intends to market subject to this plan during the forthcoming crop year. O. Reg. 480/79, s. 8.

9. Every enrolment shall be for a term commencing on the 1st day of September, 1979 and ending with the 31st day of August, 1982. O. Reg. 480/79, s. 9.

10.—(1) Each person enrolled or applying for enrolment in the plan, at the time of filing each annual registration form required under the plan, shall pay to the Commission such fees as are prescribed in connection therewith.

(2) Each person enrolled or applying for enrolment in the plan, at the time of filing the annual registration form required in 1979, shall pay a fee of \$1.62 a tonne of corn shown on the annual registration form as corn that the person intends to market subject to the plan during the forthcoming crop year and for which he is eligible to receive payments under the plan. O. Reg. 480/79, s. 10 (1, 2).

(3) Each person who was enrolled in the plan in 1979 and has paid the fees therefor shall pay a fee of \$1.62 a tonne of corn for each tonne of corn shown on the annual registration form for 1980 in excess of the number of tonnes of corn shown on the annual registration form for 1979 as corn that the person intends to market subject to the plan during the forthcoming crop year and for which he is eligible to receive payments under the plan.

(4) Each person who was not enrolled in the plan in 1979 and who applies for enrolment in 1980, shall, at the time of filing the annual registration form required in 1980, pay a fee of \$1.62 a tonne of corn shown on the annual registration form as corn that the person intends to market subject to the plan during the forthcoming crop year and for which he is eligible to receive payments under the plan. O. Reg. 862/80, s. 1.

(5) Where a producer, at the end of the term referred to in section 9, has moneys standing to the credit of his account on the books of the Commission, the Commission shall refund such moneys to the producer together with any interest earned thereon. O.Reg. 480/79, s. 10 (3).

Form 1

Farm Income Stabilization Act

CORN STABILIZATION, 1979-1981

APPLICATION FOR ENROLMENT AND ANNUAL REGISTRATION FORM

CORN

ONT. STAB. NUMBER

NAME OF APPLICANT

Family or Surname

Given Names

Social Ins. No.

1. ....

If Partnership or Corporation, Give Name

2. ....

List Names of Partners or Officers

Social Ins. No.

3. ....

4. ....

5. ....

Mailing .....

Address .....Postal Code .....

As a condition of acceptance of this application for participation in the Ontario Corn Stabilization Plan, 1979-1981, the applicant agrees to the following terms and conditions:

- 1. The applicant will participate for the full term of the plan, conform to all provisions thereof including any amendments that may be made from time to time and pay all fees in accordance with the plan.
- 2. The applicant will accurately complete and submit to the Farm Income Stabilization Commission all information and annual registration forms that may from time to time be required by the Commission, by the date required in the Plan.
- 3. The applicant will provide to the Commission upon request, any documents, books or records or other information required for verification of any information supplied in any annual registration form.

FARM LOCATION

Farmland County, District or Regional Municipality

Home Farm .....

Township Lot Con. Area Code Telephone No.

.....

CROP YIELD REGISTRATION AND FEE CALCULATION

CORN	A Tonne	B Fee	C Remit Total Fee
	.....×	\$1.62	= .....

Make cheque or money order payable to Farm Income Stabilization Commission of Ontario.

THIS FORM MUST BE SIGNED BY,

- 1. In the case of an individual, by the applicant;
- 2. In the case of a partnership or multi-farm operation, by all partners or participants; or
- 3. In the case of a corporation, by the proper officers under corporate seal.

I (we) certify the information supplied herein is complete and correct and recognize that misrepresentation of facts or failure to comply with the conditions of the program may warrant exclusion from the benefits of the program and that, if I (we) fail to pay fees at the times required, I (we) shall be deemed to have withdrawn from enrolment in the plan and all moneys heretofore paid by me (us) are forfeited.

Dated this ..... day of ..... 19...

.....  
(applicant)  
.....  
.....

O. Reg. 480/79, Form 1.

Form 2

*Farm Income Stabilization Act*

CORN STABILIZATION, 1979-1981

ANNUAL REGISTRATION FORM

You are obligated under your agreement with the Commission to file an annual registration form and submit any required fees therewith on or before ..... 19....

.....  
(Name)

.....  
Quote this stabilization number on any  
correspondence

.....  
(Address)

READ DIRECTIONS ON REVERSE SIDE

Crop	Expected Sales in Tonnes	Fee per Tonne	Fee	Balance in Account	Balance Due
.....	..... ×	..... =	\$..... -	\$..... =	\$.....
.....	..... ×	..... =	\$..... -	\$..... =	\$.....
*Total Balance Due					\$.....

Return this copy with your cheque payable to the Farm Income Stabilization Fund by the date shown above.

Dated the ..... day of ..... 19....

.....  
(Applicant)  
.....  
.....

O. Reg. 480/79, Form 2.



## REGULATION 321

### under the Farm Income Stabilization Act

#### PLAN—SOYBEAN STABILIZATION, 1979-1981

1. The voluntary plan for farm income stabilization respecting soybeans, known as the "Ontario Soybean Stabilization Plan, 1979-1981" is continued. O. Reg. 479/79, s. 1.

#### 2. In this Regulation,

- (a) "crop year" means a period from the 1st day of September in one year to the 31st day of August in the next year;
- (b) "multi-farm operation" means two or more farm units operated by two or more different participants as a joint undertaking;
- (c) "participant" means, with respect to a multi-farm operation, a person who,
  - (i) is a *bona fide* farmer,
  - (ii) supports a farm family unit,
  - (iii) derives his principal income from farming, and
  - (iv) shows a distinct and proportionate investment, management, labour and risk-taking or profit-sharing in the multi-farm operation;
- (d) "plan" means the Ontario Soybean Stabilization Plan, 1979-1981;
- (e) "soybeans" means soybeans produced in Ontario and marketed for any purpose other than as seed during the term referred to in section 9. O. Reg. 479/79, s. 2.

3. A person who applies for enrolment in the plan is required, as a condition of acceptance for enrolment, to be,

- (a) the owner and operator of a farm on which he produces soybeans;
- (b) the tenant and operator of a farm on which he produces soybeans; or
- (c) a participant in a multi-farm operation. O. Reg. 479/79, s. 3.

4.—(1) No person is eligible to receive payments under the plan in respect of a crop year in which he has marketed less than four tonnes of soybeans.

(2) A person may continue to be enrolled in the plan whether or not his annual registration form filed under section 8 discloses that he intends to market less than four tonnes of soybeans in the year to which the annual registration form applies. O. Reg. 479/79, s. 4.

5.—(1) No person is eligible to receive payments under the plan for soybeans marketed by him in excess of 330 tonnes in any crop year within the period referred to in section 9.

(2) No person who is a participant in a multi-farm operation is eligible to receive payments under the plan for soybeans marketed from the multi-farm operation where such marketing results in total marketing from the multi-farm operation exceeding 990 tonnes in any crop year within the period referred to in section 9. O. Reg. 479/79, s. 5.

6. It is a condition of enrolment in the plan that to receive any payment thereunder the person enrolled shall comply with the following conditions:

1. Sales slips and weigh slips, signed by the buyer and seller, shall be maintained by the enrolled person and submitted to the Commission, or to such person as it may direct, in respect of every lot of soybeans for which payment is claimed under the plan.
2. The enrolled person shall not claim payment for soybeans under the plan unless they were marketed by him during the crop year with respect to which he has applied for payment and were not marketed as seed.
3. The enrolled person shall maintain a record of all sales of soybeans by him and the record of sales of soybeans shall include the name of the buyer and seller, the date of the sale, the date and location of delivery, the quantity, the moisture content and price.
4. Where the moisture content of any soybeans marketed by the enrolled person exceeds 14 per cent, the weight of the soybeans marketed shall be adjusted to a weight that is equivalent to the same quantity of soybeans having a moisture content of 14 per cent. O. Reg. 479/79, s. 6.

7.—(1) An application for enrolment in the plan shall be in Form 1.

(2) Subject to subsection (3), no person shall be enrolled in the plan unless his application for enrolment was submitted to the Commission not later than the 1st day of September, 1979.

(3) Notwithstanding subsection (2), a person may apply for enrolment in the plan for the crop year commencing on the 1st day of September, 1980 or for the crop year commencing on the 1st day of September, 1981, where,

- (a) he has not, for any crop year during the term referred to in section 9, prior to such date, marketed four tonnes or more of soybeans and he pays the prescribed fee to the Commission with his application; or
- (b) he has, for any crop year during the term referred to in section 9, prior to such date, marketed four tonnes or more of soybeans and he pays the prescribed fees to the Commission together with an amount sufficient to place his account on a basis equivalent to those producers who enrolled for the crop year commencing on the 1st day of September, 1979. O. Reg. 479/79, s. 7.

8. Each person enrolled in the plan shall, prior to the 1st day of September in each crop year during the term referred to in section 9, after the year in which he applied for enrolment, file with the Commission an annual registration form in Form 2 respecting the soybeans that he intends to market subject to this plan during the forthcoming crop year. O. Reg. 479/79, s. 8.

9. Every enrolment shall be for a term commencing on the 1st day of September, 1979 and ending with the 31st day of August, 1982. O. Reg. 479/79, s. 9.

10.—(1) Each person enrolled or applying for enrolment in the plan, at the time of filing each annual

registration form required under the plan, shall pay to the Commission such fees as are prescribed in connection therewith.

(2) Each person enrolled or applying for enrolment in the plan, at the time of filing the annual registration form required in 1979, shall pay a fee of \$4.00 a tonne of soybeans shown on the annual registration form as soybeans that the person intends to market subject to the plan during the forthcoming crop year and for which he is eligible to receive payments under the plan. O. Reg. 479/79, s. 10 (1, 2).

(3) Each person who was enrolled in the plan in 1979 and has paid the fees therefor shall pay a fee of \$4.00 a tonne of soybeans for each tonne of soybeans shown on the annual registration form for 1980 in excess of the number of tonnes of soybeans shown on the annual registration form for 1979 as soybeans that the person intends to market subject to the plan during the forthcoming crop year and for which he is eligible to receive payments under the plan.

(4) Each person who was not enrolled in the plan in 1979 and who applies for enrolment in 1980, shall, at the time of filing the annual registration form required in 1980, pay a fee of \$4.00 a tonne of soybeans shown on the annual registration form as soybeans that the person intends to market subject to the plan during the forthcoming crop year and for which he is eligible to receive payments under the plan. O. Reg. 861/80, s. 1.

(5) Where a producer, at the end of the term referred to in section 9, has moneys standing to the credit of his account on the books of the Commission, the Commission shall refund such moneys to the producer together with any interest earned thereon. O. Reg. 479/79, s. 10 (3).

Make cheque or money order payable to Farm Income Stabilization Commission of Ontario.

THIS FORM MUST BE SIGNED BY,

- 1. In the case of an individual, by the applicant;
- 2. In the case of a partnership or multi-farm operation, by all partners or participants; or
- 3. In the case of a corporation, by the proper officers under corporate seal.

I (we) certify the information supplied herein is complete and correct and recognize that misrepresentation of facts or failure to comply with the conditions of the program may warrant exclusion from the benefits of the program and that, if I (we) fail to pay fees at the times required, I (we) shall be deemed to have withdrawn from enrolment in the plan and all moneys heretofore paid by me (us) are forfeited.

Dated this ..... day of ..... 19....

.....  
(applicant)  
.....  
.....

O. Reg. 479/79, Form 1.

Form 2

Farm Income Stabilization Act

SOYBEAN STABILIZATION, 1979-1981

ANNUAL REGISTRATION FORM

You are obligated under your agreement with the Commission to file an annual registration form and submit any required fees therewith on or before ..... 19....

.....  
(Name) Quote this stabilization number on any  
correspondence  
.....  
(Address)

READ DIRECTIONS ON REVERSE SIDE

Crop	Expected Sales in Tonnes	Fee per Tonne	Fee	Balance in Account	Balance Due
.....	..... ×	..... =	\$..... -	\$..... =	\$.....
.....	..... ×	..... =	\$..... -	\$..... =	\$.....
*Total Balance Due					\$.....

\* Return this copy with your cheque payable to the Farm Income Stabilization Fund by the date shown above.

Dated the ..... day of ..... 19....

.....  
(Applicant)  
.....  
.....

O. Reg. 479/79, Form 2.



## REGULATION 322

### under the Farm Income Stabilization Act

#### PLAN—WEANER PIG STABILIZATION, 1980-1985

1. The voluntary plan for farm income stabilization respecting weaner pigs, known as the "Ontario Weaner Pig Stabilization Plan, 1980-1985" is continued. O. Reg. 585/80, s. 1, *revised*.

#### 2. In this Regulation,

(a) "multi-farm operation" means two or more farm units operated by two or more different participants as a joint undertaking;

(b) "participant" means, with respect to a multi-farm operation, a person who,

(i) is a *bona fide* farmer,

(ii) supports a farm family unit,

(iii) derives his principal income from farming, and

(iv) shows a distinct and proportionate investment management, labour and risk-taking or profit-sharing in the multi-farm operation;

(c) "plan" means the Ontario Weaner Pig Stabilization Plan, 1980-1985;

(d) "production period" means a period,

(i) from the 1st day of April in one year to the 30th day of September in the same year, or

(ii) from the 1st day of October in one year to the 31st day of March in the next year;

(e) "sow" means a sow that is part of a producer's breeding herd and that,

(i) is pregnant and has previously produced a litter of pigs, or

(ii) has farrowed within three months of the time its status as a sow for the purposes of this plan is at issue;

(f) "weaner pig" means the offspring of a sow that has been raised to weaning age and that is still in the possession of the person who pos-

sesses the sow up to the time the weaner pig is marketed. O. Reg. 585/80, s. 2.

3. A person who applies for enrolment in this plan is required, as a condition of acceptance for enrolment, to be,

(a) the owner of the sows that produce the weaner pigs in respect of which enrolment is applied for; or

(b) a participant in a multi-farm operation that owns the sows that produce the weaner pigs in respect of which enrolment is applied for. O. Reg. 585/80, s. 3.

4.—(1) No person is eligible to receive payments under the plan in respect of a production period in which he owned, on the effective enrolment date for that production period, fewer than four sows.

(2) A person may continue to be enrolled in the plan whether or not he owns fewer than four sows on the effective enrolment date for any production period. O. Reg. 585/80, s. 4.

5.—(1) No person is eligible to receive payments under the plan in respect of a production period respecting weaner pigs produced by any sows in excess of 100 sows owned by him on the effective enrolment date for that production period.

(2) No person who is a participant in a multi-farm operation is eligible to receive payments under the plan in respect of a production period respecting weaner pigs produced by sows in excess of 300 sows in the multi-farm operation on the effective enrolment date for that production period. O. Reg. 585/80, s. 5.

6. It is a condition of enrolment in the plan that to receive any payment thereunder the person enrolled shall comply with the following conditions:

1. In every production period the person enrolled shall file with the Commission a record of the number of sows owned by him as of the effective enrolment date determined by the Commission.

2. The person enrolled shall provide to the Commission an executed direction to The Ontario Pork Producers' Marketing Board irrevocable until the 30th day of September, 1985, authorizing that Board to deduct from moneys owing to such person any fees payable to the Commission and to remit such fees to the Commission.



- 3. The person enrolled shall enter into a contract with the Commission in which the person enrolled agrees to pay to the Commission interest, at such rate as the Commission determines, on any fees owing to the Commission and not paid up to the date of payment thereof.
- 4. The person enrolled shall maintain a record of all purchases and sales by him of sows and a record of all sows that are owned by him and have ceased to be used for breeding purposes. O. Reg. 585/80, s. 6.

7.—(1) An application for enrolment in the plan shall be in Form 1.

(2) The first production period under this plan shall be the production period commencing on the 1st day of April, 1980 and ending on the 30th day of September, 1980.

(3) Subject to subsection (4), no person shall be enrolled in the plan unless his application for enrolment was submitted to the Commission not later than the 1st day of September, 1980.

(4) Notwithstanding subsection (2), a person may apply for enrolment in the plan for the production period commencing on the 1st day of October, 1980 or for any subsequent production period where he pays the prescribed fees to the Commission with his application. O. Reg. 585/80, s. 7.

8. Each person enrolled in the plan shall, in each production period, file with the Commission a record showing the number of sows owned by him on the date determined by the Commission as the effective enrolment date for that production period. O. Reg. 585/80, s. 8.

9. Every enrolment shall be for a term ending on the 31st day of March, 1985. O. Reg. 585/80, s. 9.

10.—(1) Subject to subsection (2), each person enrolled or applying for enrolment in the plan shall pay to the Commission such fees as are prescribed in connection therewith,

- (a) in the case of the production period ending on the 30th day of September, 1980, within thirty days of the coming into force of this Regulation; and
- (b) in the case of every production period commencing after the production period referred to in clause (a), prior to the commencement of such production period.

(2) The commission may, in respect of any production period, permit fees for that production period to be deferred in whole or in part for such period of time and on such terms as to payment of interest as the Commission determines.

(3) Where a person who has been enrolled in the plan has, at the end of the term referred to in section 9, moneys standing to the credit of his account on the books of the Commission, the Commission shall refund such moneys to that person together with any interest earned thereon. O. Reg. 585/80, s. 10.

11. For the purposes of the plan, in each production period, the number of weaner pigs owned or marketed shall be calculated on the basis of 9.6 weaner pigs for each sow. O. Reg. 585/80, s. 11.

Form 1

Farm Income Stabilization Act

WEANER PIG STABILIZATION, 1980-1985

APPLICATION FOR ENROLMENT

WEANER PIGS

Ont. Stab. Number

NAME OF APPLICANT

Family or Surname	Given Names	Social Ins. No.
-------------------	-------------	-----------------

1. ....

IF PARTNERSHIP OR CORPORATION, GIVE NAME

2. ....

LIST NAMES OF PARTNERS OR OFFICERS

Social Ins. No.

3. ....

4. ....

5. ....

MAILING .....

ADDRESS ..... Postal Code .....

As a condition of acceptance of this application for participation in the Ontario Weaner Pig Stabilization Plan, 1980-1985, the applicant agrees to the following conditions:

- 1. The applicant will participate for the full term of the plan, conform to all provisions thereof, including any amendments that may be made from time to time, and pay all fees in accordance with the plan.
- 2. Any records submitted by the applicant to the Commission shall be complete and accurate.

3. The applicant will provide to the Commission upon request, any documents, books or records or other information required to verify that the applicant is conforming to the provisions of the plan and will permit the Commission, its servants or agents to enter and inspect any sows or weaner pigs that he owns.

FARM LOCATION

Farmland County, District or Regional Municipality

Home Farm .....

Township Lot Con. Area Code Tel. No.

.....

THIS FORM MUST BE SIGNED BY,

- 1. In the case of an individual, by the applicant.
- 2. In the case of a partnership or multi-farm operation, by all partners or participants.
- 3. In the case of a corporation, by the proper officers under corporate seal.

I (WE) CERTIFY the information supplied herein is complete and correct and recognize that misrepresentation of facts or failure to comply with the conditions of

the program may warrant exclusion from the benefits of the program and that, if I (we) fail to pay fees at the times required, I (we) shall be deemed to have withdrawn from enrolment in the plan and all moneys heretofore paid by me (us) may be forfeited.

In consideration of acceptance of this application, I (we) agree that, where the Commission permits deferral of payment of the whole or any part of fees owing under the plan, I (we) agree to pay to the Commission such fees at such time as the Commission determines together with such interest thereon as the Commission determines.

In consideration of acceptance of this application, I (we) hereby direct and authorize The Ontario Pork Producers' Marketing Board to pay to The Farm Income Stabilization Commission of Ontario, out of any moneys now or hereafter owing by that Board to me (us), any fees or interest now or hereafter owing by me to the Commission and this direction and authorization is irrevocable until the 30th day of September, 1985.

Dated this ..... day of ....., 19....

.....  
(applicant)

.....  
.....

O. Reg. 585/80, Form 1.



## REGULATION 323

### under the Farm Income Stabilization Act

#### PLAN—WHITE BEAN STABILIZATION, 1979-1981

1. The voluntary plan for farm income stabilization respecting white beans, known as the "Ontario White Bean Stabilization Plan, 1979-1981" is continued. O. Reg. 481/79, s. 1.

2. In this Regulation,

- (a) "crop year" means a period from the 1st day of September in one year to the 31st day of August in the next year;
- (b) "multi-farm operation" means two or more farm units operated by two or more different participants as a joint undertaking;
- (c) "participant" means, with respect to a multi-farm operation, a person who,
  - (i) is a *bona fide* farmer,
  - (ii) supports a farm family unit,
  - (iii) derives his principal income from farming, and
  - (iv) shows a distinct and proportionate investment, management, labour and risk-taking or profit-sharing in the multi-farm operation;
- (d) "plan" means the Ontario White Bean Stabilization Plan, 1979-1981;
- (e) "white beans" means white beans produced in Ontario and marketed for any purpose other than as seed during the term referred to in section 9. O. Reg. 481/79, s. 2.

3. A person who applies for enrolment in the plan is required, as a condition of acceptance for enrolment, to be,

- (a) the owner and operator of a farm on which he produces white beans;
- (b) the tenant and operator of a farm on which he produces white beans; or
- (c) a participant in a multi-farm operation. O. Reg. 481/79, s. 3.

4.—(1) No person is eligible to receive payments under the plan in respect of a crop year in which he has marketed less than three tonnes of white beans.

(2) A person may continue to be enrolled in the plan whether or not his annual registration form filed under section 8 discloses that he intends to market less than three tonnes of white beans in the year to which the annual registration form applies. O. Reg. 481/79, s. 4.

5.—(1) No person is eligible to receive payments under the plan for white beans marketed by him in excess of 160 tonnes in any crop year within the period referred to in section 9.

(2) No person who is a participant in a multi-farm operation is eligible to receive payments under the plan for white beans marketed from the multi-farm operation where such marketing results in total marketing from the multi-farm operation exceeding 480 tonnes in any crop year within the period referred to in section 9. O. Reg. 481/79, s. 5.

6. It is a condition of enrolment in the plan that to receive any payment thereunder the person enrolled shall comply with the following conditions:

1. Sales slips and weigh slips, signed by the buyer and seller, shall be maintained by the enrolled person and submitted to the Commission, or to such person as it may direct, in respect of every lot of white beans for which payment is claimed under the plan.
2. The enrolled person shall not claim payment for white beans under the plan unless it was marketed by him during the crop year with respect to which he has applied for payment and was not marketed as seed.
3. The enrolled person shall maintain a record of all sales of white beans by him and the record of sales of white beans shall include the name of the buyer and seller, the date of the sale, the date and location of delivery, the quantity, the moisture content and price.
4. Where the moisture content of any white beans marketed by the enrolled person exceeds 18 per cent, the weight of the white beans marketed shall be adjusted to a weight that is equivalent to the same quantity of white beans having a moisture content of 18 per cent.
5. Where any lot of white beans contains a total of more than 2 per cent damaged beans or foreign material, the weight of the white beans shall be adjusted to a weight that is equivalent to the same quantity of white beans having a total of 2 per cent damaged beans or foreign material. O. Reg. 481/79, s. 6.

7.—(1) An application for enrolment in the plan shall be in Form 1.

(2) Subject to subsection (3), no person shall be enrolled in the plan unless his application for enrolment was submitted to the Commission not later than the 1st day of September, 1979.

(3) Notwithstanding subsection (2), a person may apply for enrolment in the plan for the crop year commencing on the 1st day of September, 1980 or for the crop year commencing on the 1st day of September, 1981, where,

- (a) he has not, for any crop year during the term referred to in section 9, prior to such date, marketed three tonnes or more of white beans and he pays the prescribed fee to the Commission with his application; or
- (b) he has, for any crop year during the term referred to in section 9, prior to such date, marketed three tonnes or more of white beans and he pays the prescribed fees to the Commission together with an amount sufficient to place his account on a basis equivalent to those producers who enrolled for the crop year commencing on the 1st day of September, 1979. O. Reg. 481/79, s. 7.

8. Each person enrolled in the plan shall, prior to the 1st day of September in each crop year during the term referred to in section 9, after the year in which he applied for enrolment, file with the Commission an annual registration form in Form 2 respecting the white beans that he intends to market subject to this plan during the forthcoming crop year. O. Reg. 481/79, s. 8.

9. Every enrolment shall be for a term commencing on the 1st day of September, 1979 and ending with the 31st day of August, 1982. O. Reg. 481/79, s. 9.

10.—(1) Each person enrolled or applying for enrolment in the plan, at the time of filing each annual registration form required under the plan, shall pay to the Commission such fees as are prescribed in connection therewith.

(2) Each person enrolled or applying for enrolment in the plan, at the time of filing the annual registration form required in 1979, shall pay a fee of \$5.55 a tonne of white beans shown on the annual registration form as white beans that the person intends to market subject to the plan during the forthcoming crop year and for which he is eligible to receive payments under the plan. O. Reg. 481/79, s. 10 (1, 2).

(3) Each person who was enrolled in the plan in 1979 and has paid the fees therefor shall pay a fee of \$5.95 a tonne of white beans for each tonne of white beans shown on the annual registration form for 1980 in excess of the number of tonnes of white beans shown on the annual registration form for 1979 as white beans that the person intends to market subject to the plan during the forthcoming crop year and for which he is eligible to receive payments under the plan.

(4) Each person who was not enrolled in the plan in 1979 and who applies for enrolment in 1980, shall, at the time of filing the annual registration form required in 1980, pay a fee of \$5.95 a tonne of white beans shown on the annual registration form as white beans that the person intends to market subject to the plan during the forthcoming crop year and for which he is eligible to receive payments under the plan. O. Reg. 863/80, s. 1.

(5) Where a producer, at the end of the term referred to in section 9, has moneys standing to the credit of his account on the books of the Commission, the Commission shall refund such moneys to the producer together with any interest earned thereon. O. Reg. 481/79, s. 10 (3).



Form 1

Farm Income Stabilization Act

WHITE BEAN STABILIZATION, 1979-1981

APPLICATION FOR ENROLMENT AND ANNUAL REGISTRATION FORM

WHITE BEANS

ONT. STAB. NUMBER

.....

NAME OF APPLICANT

Family or Surname	Given Names	Social Ins. No.
-------------------	-------------	-----------------

1. ....		
---------	--	--

If Partnership or Corporation, Give Name

2. ....		
---------	--	--

List Names of Partners or Officers	Social Ins. No.
------------------------------------	-----------------

3. ....	
---------	--

4. ....	
---------	--

5. ....	
---------	--

Mailing .....

Address .....Postal Code .....

As a condition of acceptance of this application for participation in the Ontario White Bean Stabilization Plan, 1979-1981, the applicant agrees to the following terms and conditions:

1. The applicant will participate for the full term of the plan, conform to all provisions thereof including any amendments that may be made from time to time and pay all fees in accordance with the plan.
2. The applicant will accurately complete and submit to the Farm Income Stabilization Commission all information and annual registration forms that may from time to time be required by the Commission, by the date required in the Plan.
3. The applicant will provide to the Commission upon request, any documents, books or records or other information required for verification of any information supplied in any annual registration form.

FARM LOCATION

Farmland County, District or Regional Municipality

Home Farm .....

Township	Lot	Con.	Area	Code	Telephone No.
----------	-----	------	------	------	---------------

.....

CROP YIELD REGISTRATION AND FEE CALCULATION

WHITE BEANS	A	B	C
	Tonne	Fee	Remit Total Fee
	.....×	\$5.55	= .....

Make cheque or money order payable to Farm Income Stabilization Commission of Ontario.

THIS FORM MUST BE SIGNED BY,

1. In the case of an individual, by the applicant;
2. In the case of a partnership or multi-farm operation, by all partners or participants; or
3. In the case of a corporation, by the proper officers under corporate seal.

I (we) certify the information supplied herein is complete and correct and recognize that misrepresentation of facts or failure to comply with the conditions of the program may warrant exclusion from the benefits of the program and that, if I (we) fail to pay fees at the times required, I (we) shall be deemed to have withdrawn from enrolment in the plan and all moneys heretofore paid by me (us) are forfeited.

Dated this ..... day of ....., 19...

.....  
(applicant)

.....  
.....

O. Reg. 481/79, Form 1.

Form 2

*Farm Income Stabilization Act*

WHITE BEAN STABILIZATION, 1979-1981

ANNUAL REGISTRATION FORM

You are obligated under your agreement with the Commission to file an annual registration form and submit any required fees therewith on or before ....., 19....

.....  
(Name) Quote this stabilization number on any  
..... correspondence  
.....  
(Address)

READ DIRECTIONS ON REVERSE SIDE

Crop	Expected Sales in Tonnes	Fee per Tonne	Fee	Balance in Account	Balance Due
.....	×	.....	= \$..... - \$.....	= \$.....	
.....	×	.....	= \$..... - \$.....	= \$.....	
*Total Balance Due					\$.....

\*Return this copy with your cheque payable to the Farm Income Stabilization Fund by the date shown above.

Dated the ..... day of ....., 19....

.....  
(Applicant)  
.....  
.....

O. Reg. 481/79, Form 2.

## REGULATION 324

### under the Farm Income Stabilization Act

#### PLAN—WINTER WHEAT STABILIZATION, 1979-1981

1. The voluntary plan for farm income stabilization respecting winter wheat, known as the "Ontario Winter Wheat Stabilization Plan, 1979-1981" is continued. O. Reg. 331/79, s. 1, *revised*.

2. In this Regulation,

- (a) "crop year" means a period from the 1st day of July in one year to the 30th day of June in the next year;
- (b) "multi-farm operation" means two or more farm units operated by two or more different participants as a joint undertaking;
- (c) "participant" means, with respect to a multi-farm operation, a person who,
  - (i) is a *bona fide* farmer,
  - (ii) supports a farm family unit,
  - (iii) derives his principal income from farming, and
  - (iv) shows a distinct and proportionate investment, management, labour and risk-taking or profit-sharing in the multi-farm operation;
- (d) "plan" means the Ontario Winter Wheat Stabilization Plan, 1979-1981;
- (e) "winter wheat" means winter wheat produced in Ontario and marketed during the term referred to in section 9. O. Reg. 331/79, s. 2.

3. A person who applies for enrolment in the plan is required, as a condition of acceptance for enrolment, to be,

- (a) the owner and operator of a farm on which he produces winter wheat;
- (b) the tenant and operator of a farm on which he produces winter wheat; or
- (c) a participant in a multi-farm operation. O. Reg. 331/79, s. 3.

4.—(1) No person is eligible to receive payments under the plan in respect of a crop year in which he has marketed less than five tonnes of winter wheat.

(2) A person may continue to be enrolled in the plan whether or not his annual registration form filed under section 8 discloses that he intends to market less than five tonnes of winter wheat in the year to which the annual registration form applies. O. Reg. 331/79, s. 4.

5.—(1) No person is eligible to receive payments under the plan for winter wheat marketed by him in excess of 160 tonnes in any crop year within the period referred to in section 9.

(2) No person who is a participant in a multi-farm operation is eligible to receive payments under the plan for winter wheat marketed from the multi-farm operation where such marketing results in total marketing from the multi-farm operation exceeding 480 tonnes in any crop year within the period referred to in section 9.

(3) No person is eligible to receive payments under the plan in respect of winter wheat that has not been marketed through the Ontario Wheat Producers' Marketing Board. O. Reg. 331/79, s. 5.

6. It is a condition of enrolment in the plan that to receive any payment thereunder the person enrolled shall comply with the following conditions:

- 1. The enrolled person shall keep sales slips and weigh slips, signed by the buyer and seller and conforming to the records of the Ontario Wheat Producers' Marketing Board and shall submit such slips, or an equivalent record supplied by that board, to the Commission or to such person as it may direct, in respect of every lot of winter wheat for which payment is claimed under the plan.
- 2. The enrolled person shall not claim payment for winter wheat under the plan unless it was marketed by him during the crop year with respect to which he has applied for payment.
- 3. The enrolled person shall maintain a record of all sales of winter wheat by him and the record of sales of winter wheat shall include the name of the buying agent and seller, the date of sale, the date and location of delivery, the quantity, the moisture content and price.
- 4. Where the moisture content of any winter wheat marketed by the enrolled person exceeds 14 per cent, the weight of the winter wheat marketed shall be adjusted to a weight that is equivalent to the same quantity of winter wheat having a moisture content of 14 per cent. O. Reg. 331/79, s. 6.

7.—(1) An application for enrolment in the plan shall be in Form 1.

(2) Subject to subsection (3), no person shall be enrolled in the plan unless his application for enrolment was submitted to the Commission not later than the 1st day of July, 1979.

(3) Notwithstanding subsection (2), a person may apply for enrolment in the plan for the crop year commencing on the 1st day of July, 1980 or for the crop year commencing on the 1st day of July, 1981, where,

(a) he has not, for any crop year during the term referred to in section 9, prior to such date, marketed five tonnes or more of winter wheat and he pays the prescribed fee to the Commission with his application; or

(b) he has, for any crop year during the term referred to in section 9, prior to such date, marketed five tonnes or more of winter wheat and he pays the prescribed fees to the Commission together with an amount sufficient to place his account on a basis equivalent to those producers who enrolled for the crop year commencing on the 1st day of July, 1979. O. Reg. 331/79, s. 7.

8. Each person enrolled in the plan shall, prior to the 1st day of July in each crop year during the term referred to in section 9, after the year in which he applied for enrolment, file with the Commission an annual registration form in Form 2 respecting the winter wheat that he intends to market subject to this plan during the forthcoming crop year. O. Reg. 331/79, s. 8.

9. Every enrolment shall be for a term commencing on the 1st day of July, 1979 and ending with the 30th day of June, 1982. O. Reg. 331/79, s. 9.

10.—(1) Each person enrolled or applying for enrolment in the plan, at the time of filing each annual registration form required under the plan, shall pay to the Commission such fees as are prescribed in connection therewith.

(2) Each person enrolled or applying for enrolment in the plan, at the time of filing the annual registration form required in 1979, shall pay a fee of \$2.15 a tonne of winter wheat shown on the annual registration form as winter wheat that the person intends to market subject to the plan during the forthcoming crop year and for which he is eligible to receive payments under the plan. O. Reg. 331/79, s. 10 (1, 2).

(3) Each person who was enrolled in the plan in 1979 and has paid the fees therefor shall pay a fee of \$2.15 a tonne of winter wheat for each tonne of winter wheat shown on the annual registration form for 1980 in excess of the number of tonnes of winter wheat shown on the annual registration form for 1979 as winter wheat that the person intends to market subject to the plan during the forthcoming crop year and for which he is eligible to receive payments under the plan.

(4) Each person who was not enrolled in the plan in 1979 and who applies for enrolment in 1980, shall, at the time of filing the annual registration form required in 1980, pay a fee of \$2.15 a tonne of winter wheat shown on the annual registration form as winter wheat that the person intends to market subject to the plan during the forthcoming crop year and for which he is eligible to receive payments under the plan. O. Reg. 331/79, s. 10 (3).

(5) Where a producer, at the end of the term referred to in section 9, has moneys standing to the credit of his account on the books of the Commission, the Commission shall refund such moneys to the producer together with any interest earned thereon. O. Reg. 331/79, s. 10 (3).

Form 1

Farm Income Stabilization Act

WINTER WHEAT STABILIZATION, 1979-1981

APPLICATION FOR ENROLMENT AND ANNUAL REGISTRATION FORM

WINTER WHEAT

WHEAT REG. NUMBER

ONT. STAB. NUMBER

.....

.....

NAME OF APPLICANT

Family or Surname

Given Names

Social Ins. No.

1. ....

If Partnership or Corporation, Give Name

2. ....

List Names of Partners or Officers

Social Ins. No.

3. ....

4. ....

5. ....

Mailing .....

Address ..... Postal Code .....

As a condition of acceptance of this application for participation in the Ontario Winter Wheat Stabilization Plan, 1979-1981, the applicant agrees to the following terms and conditions:

1. The applicant will participate for the full term of the plan, conform to all provisions thereof including any amendments that may be made from time to time and pay all fees in accordance with the plan.
2. The applicant will accurately complete and submit to the Farm Income Stabilization Commission all information and annual registration forms that may from time to time be required by the Commission, by the date required in the plan.
3. The applicant will provide to the Commission upon request, any documents, books or records or other information required for verification of any information supplied in any annual registration form.

FARM LOCATION

Farmland

County, District or Regional Municipality

Home Farm

.....

Township

Lot

Con.

Area Code

Telephone No.

.....

CROP YIELD REGISTRATION AND FEE CALCULATION

WINTER WHEAT

A

Tonne

B

Fee

C

Remit Total Fee

..... × \$2.15 = .....



Make cheque or money order payable to Farm Income Stabilization Commission of Ontario.

THIS FORM MUST BE SIGNED BY,

- 1. In the case of an individual, by the applicant;
- 2. In the case of a partnership or multi-farm operation, by all partners or participants; or
- 3. In the case of a corporation, by the proper officers under corporate seal.

I (we) certify the information supplied herein is complete and correct and recognize that misrepresentation of facts or failure to comply with the conditions of the program may warrant exclusion from the benefits of the program and that, if I (we) fail to pay fees at the times required, I (we) shall be deemed to have withdrawn from enrolment in the plan and all moneys heretofore paid by me (us) are forfeited.

Dated this ..... day of ....., 19....

.....  
(applicant)  
.....  
.....

O. Reg. 331/79, Form 1.

Form 2

Farm Income Stabilization Act

WINTER WHEAT STABILIZATION, 1979-1981

ANNUAL REGISTRATION FORM

You are obligated under your agreement with the Commission to file an annual registration form and submit any required fees therewith on or before ....., 19....

.....  
(Name) Quote this stabilization number on  
any correspondence.  
.....  
(Address)

READ DIRECTIONS ON REVERSE SIDE

Crop	Expected Sales in Tonnes	Fee per Tonne	Fee	Balance in Account	Balance Due
.....	..... × .....	= \$ .....	- \$ .....	= \$ .....	
.....	..... × .....	= \$ .....	- \$ .....	= \$ .....	
				*Total Balance Due	\$ .....

\* Return this copy with your cheque payable to the Farm Income Stabilization Fund by the date shown above.

Dated the ..... day of ....., 19....

.....  
(Applicant)  
.....  
.....

O. Reg. 331/79, Form 2.

REGULATION 325

under the Farm Products Containers Act

FRUIT AND VEGETABLES

1. In this Regulation "association" means The Ontario Fruit and Vegetable Growers' Association. R.R.O. 1970, Reg. 288, s. 1.

LICENCES

2. Every producer who purchases containers for use or suitable for use in the marketing of fruit or vegetables shall be deemed to be the holder of a licence therefor in Form 1. R.R.O. 1970, Reg. 288, s. 2.

3.—(1) Every producer shall pay to the association licence fees of 1 per cent of the net invoice price of the manufacturer for all containers purchased.

(2) A manufacturer who sells containers either directly or indirectly to a producer shall collect the licence fees from the producer and shall pay them to the association. R.R.O. 1970, Reg. 288, s. 3 (1, 2).

(3) A manufacturer shall transmit the licence fees collected to the secretary of the association within three months of collection. O. Reg. 502/72, s. 1.

(4) The association shall not use any money received as licence fees for the retail or wholesale distribution or processing of fruit or vegetables. R.R.O. 1970, Reg. 288, s. 3 (4).

EXEMPTIONS

4. A producer engaged in the processing or canning of fruit or vegetables is exempt from the provisions of this Regulation. R.R.O. 1970, Reg. 288, s. 4.

5. This Regulation does not apply to,

- (a) liners and pads used in the packaging of fruit or vegetables in hampers;
- (b) collars and cups used in the packaging of fruit in baskets;

- (c) basket hooks;
- (d) plant boxes;
- (e) plant cubes;
- (f) field boxes and crates;
- (g) hampers of five-eighths of a bushel capacity;
- (h) pallet boxes;
- (i) bulk bins; and
- (j) unprinted plastic overwrap used within a retail store organization.

R.R.O. 1970, Reg. 288, s. 5; O. Reg. 502/72, s. 2.

Form 1

*Farm Products Containers Act*

LICENCE TO PRODUCER OF FRUIT OR VEGETABLES

Under the *Farm Products Containers Act* and the regulations, and subject to the limitations thereof, this licence is issued to

.....  
(name)

.....  
(address)

as a producer of fruit or vegetables to purchase containers therefor.

Dated at Toronto, this ..... day of ....., 19...

THE ONTARIO FRUIT AND VEGETABLE  
GROWERS' ASSOCIATION:

.....  
President

.....  
Secretary

R.R.O. 1970, Reg. 288, Form 1.



## REGULATION 326

under the Farm Products Grades and Sales Act

### BURLEY TOBACCO

#### 1. In this Regulation,

(a) "colour" means the colour of leaves and includes the following colour classes:

- i. Bright blonde.
- ii. Buff.
- iii. Dull to reddish tan.
- iv. Dusky dark.
- v. Dusky tan.
- vi. Green in dusky dark.
- vii. Light buff.
- viii. Medium to dark reddish brown.
- ix. Tan.
- x. Reddish brown.
- xi. Rich tan.
- xii. Variegated;

(b) "cutters" means the leaves of the cutter group grown on a tobacco plant above the sands and below the leaf;

(c) "group" means a division of tobacco based on the position of the leaves on a tobacco plant and includes the groups,

- (i) cutters,
- (ii) leaf,
- (iii) sands, and
- (iv) tips;

(d) "leaf" means the leaves of the leaf group grown on a tobacco plant above the cutters and below the tips;

(e) "nondescript" means tobacco leaves that are,

- (i) aphid infected,
- (ii) badly hailed,

(iii) barn-burnt,

(iv) crude green right through the leaf,

(v) dead,

(vi) dirty,

(vii) frosted,

(viii) mouldy, or

(ix) water damaged;

(f) "quality" means the combination of the elements of smoothness, maturity, body, size, finish and uniformity of tobacco leaves and includes the following degree of quality:

- i. Choice.
- ii. Fine.
- iii. Good.
- iv. Fair.
- v. Low.
- vi. Medium.
- vii. Common.
- viii. Poor;

(g) "sands" means the leaves of the sand group grown nearest the ground on a tobacco plant;

(h) "tips" means the leaves of the tip group grown at the top of a tobacco plant;

(i) "tobacco" means tobacco of the cigarette-type burley. O. Reg. 343/75, s. 1.

2. This Regulation applies to the grading and sale of cigarette-type burley tobacco in Ontario. O. Reg. 343/75, s. 2.

#### 3. No person shall,

- (a) sell or deliver for sale to a first buyer thereof; or
- (b) buy from the producer thereof,

any cigarette-type burley tobacco unless it has been graded and marked in accordance with the Act and this Regulation. O. Reg. 343/75, s. 3.

4.—(1) Where tobacco is graded under the Act and this Regulation, the person who grades the tobacco shall examine the tobacco in as many bales of tobacco on a pallet as, in his opinion, are necessary for him to determine the grade of all the tobacco on the pallet and shall affix to a bale of tobacco on the pallet, a tag or label on which is legibly marked or printed the grade of the tobacco on the pallet.

(2) No person shall remove from a bale of tobacco the tag or label affixed under subsection (1) without the authority of an inspector, until the tobacco has been sold and delivered to the first buyer of the tobacco. O. Reg. 343/75, s. 4.

5. In the grading of cigarette-type burley tobacco, regard shall be had to,

- (a) the group to which the tobacco leaves belong;
- (b) the colour of the tobacco leaves; and
- (c) the quality of the tobacco leaves. O. Reg. 343/75, s. 5.

6.—(1) Where tobacco is leaf-spotted severely, severely hailed, frosted, reddened by reason of excessive moisture, sweated or severely barn-burnt, smoked, severely bruised in handling during harvesting, wet or severely wind-damaged, it may be graded in accordance with the requirements of the grade for which it qualifies otherwise, but the grade mark designating the grade that is affixed to the bale shall be followed,

- (a) in the case of tobacco leaf-spotted severely, by the letter D;
- (b) in the case of severely hailed tobacco, by the letter H;
- (c) in the case of frosted tobacco, by the letter O;
- (d) in the case of tobacco reddened by reason of excess moisture, by the letter R;
- (e) in the case of sweated or severely barn-burnt tobacco, by the letter S;
- (f) in the case of smoked tobacco, by the letter T;
- (g) in the case of tobacco severely bruised in handling during harvesting, by the letter V;
- (h) in the case of wet tobacco, by the letter W; and

(i) in the case of severely wind-damaged tobacco, by the letter Z.

(2) Each letter required to follow a grade mark referred to in subsection (1) shall be legibly marked or printed and shall be at least as large as the letters in the grade mark. O. Reg. 343/75, s. 6.

7.—(1) Where tobacco is damaged by mould after being cured, it shall not be included in any tobacco graded under section 9.

(2) Where bits of broken tobacco leaves and stems result from handling tobacco, they shall not be included in any tobacco graded under section 9. O. Reg. 343/75, s. 7.

8. Each crop of a producer shall have a sample selected and tested for burn quality and at the time of sale every flat of each crop shall have designated on the grade tag or label the burn rate for the sample from that crop. O. Reg. 343/75, s. 8.

9. The grades for cigarette-type burley tobacco are as follows:

1. S-1 grade, consisting of sands that are,

- (a) of fine quality;
- (b) a clean, clear, uniform, light buff colour;
- (c) thin-bodied; and
- (d) ripe.

2. S-1L grade, consisting of sands that are,

- (a) of fine quality;
- (b) a clean, bright buff colour;
- (c) thin-bodied; and
- (d) ripe.

3. S-2 grade, consisting of sands that are,

- (a) of good quality;
- (b) a clean buff colour;
- (c) thin-bodied; and
- (d) ripe.

4. S-3 grade, consisting of sands that are,

- (a) of medium quality;
- (b) a clean tan colour;
- (c) thin-bodied; and



- (d) fairly ripe.
5. S-4 grade, consisting of sands that are,
- (a) of fair quality;
  - (b) a dusky tan colour, some variegation permitted;
  - (c) thin-bodied to medium-bodied; and
  - (d) slightly immature.
6. S-5 grade, consisting of sands that are,
- (a) of low quality;
  - (b) a dusky dark colour, variegation permitted;
  - (c) thin-bodied to medium-bodied; and
  - (d) immature.
7. C-1 grade, consisting of cutters that are,
- (a) of choice quality;
  - (b) a clear, bright, uniform blonde colour;
  - (c) thin-bodied and silky; and
  - (d) ripe.
8. C-2 grade, consisting of cutters that are,
- (a) of fine quality;
  - (b) a clean, clear, uniform, light buff colour;
  - (c) thin-bodied; and
  - (d) ripe.
9. C-3 grade, consisting of cutters that are,
- (a) of good quality;
  - (b) a buff colour;
  - (c) thin-bodied; and
  - (d) ripe.
10. C-4 grade, consisting of cutters that are,
- (a) of medium quality;
  - (b) a tan colour;
  - (c) thin-bodied; and
- (d) fairly ripe.
11. C-5 grade, consisting of cutters that are,
- (a) of fair quality;
  - (b) a tan colour, slight variegation permitted;
  - (c) thin-bodied; and
  - (d) fairly ripe.
12. C-6 grade, consisting of cutters that are,
- (a) of low quality;
  - (b) a tan to variegated colour; and
  - (c) thin-bodied.
13. C-7 grade, consisting of cutters that are,
- (a) of common quality;
  - (b) a dusky dark colour, variegation permitted, slight green tinge permitted;
  - (c) thin-bodied to medium-bodied; and
  - (d) immature.
14. L-1 grade, consisting of leaflets that are,
- (a) of good quality;
  - (b) a rich tan colour;
  - (c) medium-bodied; and
  - (d) ripe.
15. L-2 grade, consisting of leaflets that are,
- (a) of medium quality;
  - (b) a dull to reddish-tan colour;
  - (c) medium-bodied; and
  - (d) fairly ripe.
16. L-3 grade, consisting of leaflets that are,
- (a) of fair quality;
  - (b) a reddish-brown colour;
  - (c) medium-bodied; and
  - (d) fairly ripe.

17. L-4 grade, consisting of leafs that are,
- (a) of low quality;
  - (b) a medium to dark reddish-brown;
  - (c) medium-bodied; and
  - (d) slightly immature.

18. L-5 grade, consisting of leafs that are,
- (a) of poor quality;

(b) dusky dark, some variegation permitted;

(c) medium-bodied or poorer; and

(d) immature or better.

19. N.D. grade, consisting of tobacco that is nondescript. O. Reg. 343/75, s. 9.

## REGULATION 327

under the Farm Products Grades and Sales Act

### DAIRY PRODUCTS

#### INTERPRETATION

#### 1. In this Regulation,

1. "bacterial culture" means the coagulum made by growth of harmless acid-producing bacteria in milk, reconstituted milk powder or reconstituted skim milk powder;
2. "brand" means any mark, stencil, stamp, label or writing placed on any milk product or package containing a milk product;
3. "butter" means the food prepared by gathering the milk-fat of milk or cream into a mass that may also contain a portion of the other milk constituents not separated in good manufacturing practice, with or without salt or food colour, and that contains,
  - i. not less than 80 per cent milk-fat,
  - ii. no fat or oil other than milk-fat, and
  - iii. not more than 16 per cent water;
4. "buttermilk powder" means dried buttermilk that contains not more than 5 per cent by weight of water and no fat or oil other than milk-fat;
5. "cheddar cheese" means cheese made by the cheddar process from matted and milled curd obtained from milk, to which no skim milk has been added or from which no milk-fat has been removed, by the action of rennet or other coagulating agent, with or without the addition of not more than 2 per cent bacterial culture, and that contains on the dry basis not less than 48 per cent milk-fat and no fat or oil other than milk-fat;
6. "cheese" means cheese made by coagulating the casein of milk, skim milk, evaporated milk, evaporated skim milk, cream, milk powder or skim milk powder, or a mixture thereof, with or without the addition of cream, milk powder, skim milk powder or small amounts of other ingredients such as ripening ferments, harmless acid-producing bacterial cultures, special mould cultures, salt, seasoning, special flavouring materials, food colour or permitted preservatives;
7. "condensed milk" means milk from which water has been evaporated and to which sugar or dextrose, or both, with or without added vitamin D, have been added and that contains by weight, all tolerances being allowed for, not less than,
  - i. 28 per cent milk solids, and
  - ii. 8 per cent milk-fat;
8. "cream" means the fatty liquid prepared from milk by separating the milk constituents in such manner as to increase the milk-fat content;
9. "creamery" means premises to which milk or cream is regularly brought for the purpose of being manufactured into creamery butter;
10. "creamery butter" means butter manufactured in a creamery exclusively from milk, or from cream separated from milk, or from both, and with or without added water, food colour or common salt;
11. "dairy butter" means butter, other than creamery butter and whey butter;
12. "Director" means the Director of the Farm Products Quality Branch of the Ministry of Agriculture and Food;
13. "evaporated milk" means milk from which water has been evaporated, with or without,
  - i. added vitamin D, or
  - ii. disodium phosphate or sodium citrate, or both, added in a total quantity of not more than 0.1 per cent of the finished product,and that contains not less than,
  - iii. 25.5 per cent milk solids, and
  - iv. 7.8 per cent milk-fat;
14. "evaporated partly skimmed milk" means evaporated skim milk from which only part of the milk-fat has been removed;
15. "evaporated skim milk" means milk that has been concentrated to at least one-half of its original volume by the removal of water,

- and from which any of the milk-fat has been removed, with or without added vitamin D;
16. "fat" means any fat or oil, whether of animal, vegetable, marine or mineral origin;
  17. "foreign substance" in respect of a milk product means any substance that is incorporated into or placed in the milk product, other than substances normal for the composition of the milk product;
  18. "ice cream" means the frozen food that is made from ice cream mix by freezing, with or without the addition of cocoa or chocolate syrup, fruit, nuts or confections, and that contains not less than,
    - i. 36 per cent food solids,
    - ii. 10 per cent milk-fat, and
    - iii. 1.8 pounds of food solids per gallon, of which amount not less than 0.50 pound is milk-fat,
 and that does not contain more than,
    - iv. 0.5 per cent stabilizer, or
    - v. 100,000 bacteria per gram;
  19. "ice cream mix" means the unfrozen pasteurized combination of cream, milk or other milk products sweetened with sugar, invert sugar, honey, dextrose, glucose, corn syrup or corn syrup solids, with or without,
    - i. egg,
    - ii. flavouring preparation,
    - iii. cocoa or chocolate syrup,
    - iv. food colour,
    - v. acid-reducing salts, or
    - vi. a stabilizer that is not more than 0.5 per cent of the finished product,
 and that contains not less than,
    - vii. 36 per cent food solids, and
    - viii. 10 per cent milk-fat;
  20. "malted milk powder" means the product made by combining milk with the liquid separated from a mash of ground barley malt and meal, with or without the addition of salt, sodium bicarbonate or potassium bicarbonate, in such manner as to secure the full enzyme action of the salt extract, and by removing water, and contains,
    - i. not less than 7.5 per cent milk-fat, and
    - ii. not more than 3.5 per cent water;
  21. "milk" means the normal lacteal secretion obtained from the mammary gland of the cow, genus *Bos*, and that is free from colostrum;
  22. "milk-fat" means the milk-fat separated from milk, that has,
    - i. a specific gravity of not less than 0.905 at a temperature of 40°C,
    - ii. a tocopherol content not greater than 50 micrograms per gram as determined by the official method prescribed by the *Food and Drugs Act* (Canada) and regulations thereunder,
    - iii. A Reichert-Meissl number not less than 24, and
    - iv. a Polenske number not exceeding 10 per cent of the Reichert-Meissl number and in no case exceeding 3.5;
  23. "milk powder" means dried milk that contains not less than,
    - i. 95 per cent milk solids, and
    - ii. 26 per cent milk-fat,
 with or without added vitamin D;
  24. "package cheese" means process cheese or the product resulting from the comminuting and mixing of one or more lots of cheese without the aid of heat or emulsifying agents;
  25. "permitted preservatives" means the preservatives designated in the Food and Drug Regulations (Canada) as Class III preservatives and used in accordance with the requirements of those regulations;
  26. "process butter" means creamery butter that has been melted or clarified or refined and remanufactured into butter;
  27. "process cheese" means cheese that is produced by comminuting or mixing one or more lots of cheese with the aid of heat and emulsifying agents into a homogeneous mass;
  28. "registered number" means the number issued to a plant as the registered number or establishment number for the plant under the *Canada Dairy Products Act*;

29. "relish" means chives, dates, horseradish, olives, onions, pickles, pimentos or pine-apples, or any combination thereof;

30. "reworked butter" means creamery butter that has been reworked in a churn;

31. "sherbet" means the frozen food, other than ice cream, that is made from a milk product, with or without,

i. water,

ii. sweetening agent,

iii. fruit or fruit juice,

iv. citric or tartaric acid,

v. flavouring preparation, or

vi. food colour,

and that contains,

vii. a stabilizer that is not more than 0.75 per cent of the finished product,

viii. not more than 5 per cent milk solids, including milk-fat, and

ix. not less than 0.35 per cent acid as determined by titration and expressed as lactic acid;

32. "skim milk powder" means dried skim milk that contains not less than 95 per cent milk solids, with or without added vitamin D;

33. "standardized milk" means milk that has been adjusted by the addition to or removal from milk of milk-fat, or milk solids other than milk-fat, for the purpose of processing into a milk product;

34. "sterilized canned cream" means cream that has been heated without concentration or appreciable loss of volume to a temperature of at least 100°C for a length of time sufficient to kill all the organisms present and that is packed in hermetically sealed containers and that contains no fat or oil other than milk-fat;

35. "sterilized milk" means milk that has been heated without concentration or appreciable loss of volume to a temperature of at least 100°C for a length of time sufficient to kill all the organisms present, that is packed in hermetically sealed containers and that contains,

i. not less than  $3\frac{1}{4}$  per cent by weight of milk-fat,

ii. not less than 11  $\frac{3}{4}$  per cent by weight of total milk solids, and

iii. no fat or oil other than milk-fat;

36. "whey" means the product remaining after the fat and casein have been removed from milk in the process of making cheese;

37. "whey butter" means butter made from milk-fat that has been recovered from whey, or from a mixture of such milk-fat and cream, or from a mixture of whey butter and creamery butter;

38. "whey powder" means dried whey. R.R.O. 1970, Reg. 291, s. 1.

#### DESIGNATION OF MILK PRODUCTS AS FARM PRODUCTS

2. The following milk products are designated as farm products:

1. Buttermilk powder.

2. Cheese.

3. Condensed milk.

4. Creamery butter.

5. Dairy butter.

6. Evaporated milk.

7. Evaporated partly skimmed milk.

8. Evaporated skim milk.

9. Ice cream.

10. Ice cream mix.

11. Malted milk powder.

12. Milk powder.

13. Sherbet.

14. Skim milk powder.

15. Sterilized canned cream.

16. Sterilized milk.

17. Whey butter.

18. Whey powder. R.R.O. 1970, Reg. 291, s. 2.



3. No person shall buy, sell, offer for sale, have in possession for sale or manufacture for sale any product as a product designated in section 2 unless it conforms with the definition for that product in section 1. R.R.O. 1970, Reg. 291, s. 3.

#### CREAMERY BUTTER

4. No person shall sell, offer for sale, have in possession for sale or distribute for sale any creamery butter made in Ontario unless the butter has been graded, packed and marked in accordance with the Act and this Regulation. R.R.O. 1970, Reg. 291, s. 4.

5.—(1) The following grades of creamery butter are established:

1. Canada First Grade, consisting of creamery butter that contains not more than 16 per cent water, not less than 80 per cent milk-fat, and no fat other than milk-fat, and that has a minimum total score of 92 points of which at least 39 points are for flavour, and that has the following characteristics:

- i. A flavour that is clean with no objectionable flavour.
- ii. A texture that is firm, close and waxy.
- iii. The moisture is well incorporated.
- iv. A colour that is practically true and even and is of a desirable shade.
- v. The salt is all dissolved.

2. Canada Second Grade, consisting of creamery butter that does not qualify for Canada First Grade, but does not have any of the characteristics of Canada Third Grade or Below Canada Third Grade, that contains not more than 16 per cent water, not less than 80 per cent milk-fat, and no fat other than milk-fat, and that has a minimum total score of 87 points of which at least 37 points are for flavour, and that has one or more of the following characteristics:

- i. A flavour that is slightly unclean or unclean, or is slightly weedy but without stinkweed or other pronounced weedy flavour, or is slightly stale or stale, or is slightly metallic or metallic, or is slightly tallowy or tallowy, or is sour, or is bitter as a result of pronounced woody or other objectionable flavour on the surface or in the butter.

ii. A texture that is weak, open, greasy, brittle or sticky.

iii. The moisture is free or is leaky.

iv. A colour that is slightly mottled or mottled, or is slightly streaky or streaky, or uneven, or is of objectionable shade.

v. The salt is not all dissolved.

3. Canada Third Grade, consisting of creamery butter that does not qualify for Canada First Grade or Canada Second Grade, but does not have any of the characteristics of butter of Below Canada Third Grade, that contains not more than 16 per cent water, not less than 80 per cent milk-fat, and no fat other than milk-fat, and that has a total score of less than 87 points of which less than 37 points are for flavour, and that has one or more of the following characteristics:

i. A flavour that is very stale, or very sour, very tallowy, fishy, very unclean, very metallic, very yeasty, very musty, very cheesy, or very fruity, or rancid, or pronouncedly weedy but without stinkweed or flavour of similar type, or other objectionable flavour on the surface or in the butter that is more pronounced than permitted for Canada Second Grade.

ii. A texture that is very weak, or is otherwise inferior to that permitted for Canada Second Grade.

iii. A milky moisture.

iv. A colour that is very mottled, very streaky or very uneven.

v. The salting is exceedingly heavy.

4. Below Canada Third Grade, consisting of creamery butter that does not qualify for Canada First Grade, Canada Second Grade or Canada Third Grade, and that contains not more than 16 per cent water, not less than 80 per cent milk-fat, and no fat other than milk-fat, and that has one or more of the following characteristics:

- i. A flavour that is very objectionable, such as very rancid, garlic, onion, gasoline, kerosene, surface taint, stinkweed or other strong weedy flavour comparable to stinkweed.

ii. Dirt or foreign matter in or on the butter.

iii. Mould on the butter or on the package.

(2) The scores mentioned in subsection (1) are based upon a maximum score of the number of points in column 2 for the characteristic mentioned in column 1 of the Table, as follows:

TABLE

COLUMN 1	COLUMN 2
Flavour	45 points
Texture	15 points
Incorporation of moisture	10 points
Colour	10 points
Salting	10 points
Packing	10 points

R.R.O. 1970, Reg. 291, s. 5.

#### GRADING OF CREAMERY BUTTER

6.—(1) Every creamery operator shall take a representative sample of not less than seven pounds of the butter from each churning of butter, including each churning of reworked and process butter, for the purpose of grading the butter.

(2) A grader may grade butter, other than reworked or process butter, of any churning of creamery butter submitted for grading if,

(a) the butter was produced in a creamery to which a registered number is issued;

(b) at least seven pounds of butter from the churning is submitted in a container for the purpose of grading; and

(c) a statement is marked on or affixed to the container, or is otherwise furnished to the grader showing,

(i) the registered number of the creamery,

(ii) the number of the churning for the calendar year,

(iii) the day and month of the churning, and

(iv) the number of pounds of butter in the churning.

(3) A grader may grade creamery butter of any churning of reworked or process butter if,

(a) at least seven pounds of butter from the churning is submitted in a container for the purpose of grading; and

(b) a statement is marked or affixed to the container, or is otherwise furnished to the grader, showing,

(i) where a registered number is issued to the creamery, the registered number,

(ii) where no registered number is issued, the name and address of the person who reworked or processed the butter,

(iii) the number of the churning for the calendar year,

(iv) the day and month of the churning, and

(v) the number of pounds of butter in the churning.

(4) A creamery operator shall assign to each churning of creamery butter a churning number in the order in which the churning occurs and begin the series for each calendar year with the figure 1.

(5) Every person who reworks or processes creamery butter shall assign to each churning of reworked or process butter a churning number in the order in which the churning occurs and the number shall be prefixed with the letter R and the series for each calendar year shall begin with the figure 1.

(6) The churning number assigned under subsection (4) or (5) shall be marked on the box following the letters "CH. NO.". R.R.O. 1970, Reg. 291, s. 6.

7.—(1) The grader shall refuse to grade creamery butter at times and places that, in his opinion, are not proper for the grading.

(2) Creamery butter submitted to graders for grading shall be arranged in the order of the churnings in a suitable place and all boxes shall be open for inspection and sampling.

(3) A grader may refuse to grade creamery butter of any churning, if, in his opinion,

(a) the butter is too fresh from the churn to permit the proper determination of its quality;

(b) the temperature of the butter is too high, or too low, to permit proper examination; or

- (c) the butter is not representative of the churning to be graded. R.R.O. 1970, Reg. 291, s. 7.

8.—(1) When grading creamery butter, the grader shall grade the butter in at least one box from each churning in every lot of butter submitted to him for grading.

(2) Where a grader grades the butter in only one box from any churning, he shall give the grade of the butter in that box to the butter in all boxes of that churning.

(3) Where, in the opinion of the grader, it is necessary or desirable to grade more than one box of creamery butter from a churning in any lot of creamery butter submitted to him for grading, he may grade additional boxes of the creamery butter of that churning and the creamery operator shall pay a fee of 25 cents for each box so graded.

(4) The grader may mark with a brand any box containing creamery butter.

(5) A grader may alter any incorrect brand marked on any box containing creamery butter.

(6) Where a grader finds that a creamery operator has sold creamery butter that is marked with a grade higher than the grade for the butter, the Director may require the creamery operator to hold all of the butter that is churned at the creamery until the grader has established the grade for the butter. R.R.O. 1970, Reg. 291, s. 8.

9. Any person who submitted creamery butter to a grader for grading, or any purchaser of creamery butter that a grader has graded, may appeal to the Director from the decision of the grader. R.R.O. 1970, Reg. 291, s. 9.

10.—(1) Where a grader grades creamery butter, he shall issue to the operator of the creamery a statement of the grading of each lot of butter graded by him showing,

- (a) the name of the creamery or produce broker;
- (b) the registered number of the creamery;
- (c) the place where the butter was graded;
- (d) the date on which the butter was graded;
- (e) the churning number of each churning graded;
- (f) the date of manufacture of each churning graded;
- (g) the number of pounds of butter in each churning;

- (h) the flavour score and the total score of each churning;

- (i) the defects in each churning, if any; and

- (j) the percentage of water in each churning.

(2) A statement issued under subsection (1) is not valid after six weeks from its date of issue.

(3) Notwithstanding subsection (1), where the grader is of the opinion that creamery butter that has been graded by him as Below Canada Third Grade is unfit for human consumption, he shall not issue a statement of the grading of the butter.

(4) Where a grader is of the opinion that creamery butter is unfit for human consumption, no person shall sell, offer for sale, have in possession for sale or distribute for sale that creamery butter for human consumption. R.R.O. 1970, Reg. 291, s. 10.

#### PACKING AND MARKING OF CREAMERY BUTTER

11. Creamery butter of Canada First Grade shall be solidly packed in clean boxes that are neatly marked, cleanly lined and neatly finished. R.R.O. 1970, Reg. 291, s. 11.

12.—(1) Where creamery butter is,

- (a) moulded or cut into prints, blocks, squares or pats; and

- (b) packed in cartons, tins or other packages,

each package shall contain a net weight of creamery butter of one-quarter pound, one-half pound or one pound or multiple thereof not exceeding fourteen pounds.

(2) Every package mentioned in subsection (1) shall be legibly and indelibly marked with,

- (a) a statement of the net weight of the creamery butter, expressed in pounds or fraction of a pound;

- (b) the name and address of the factory of origin, manufacturer, cutter, jobber, wholesale dealer or retail dealer;

- (c) the words "creamery butter" on the main panel of the package; and

- (d) the grade name printed on the main panel of the package,

- (i) where the net weight of the package is less than one pound, in not less than 12-point extended Gothic type capitals, and

- (ii) where the net weight of the package is not less than one pound or more than fourteen pounds, of not less than 18-point extended Gothic type capitals.

(3) Where a package is marked with a name and address of a factory of origin in accordance with clause (2) (b), the name shall not be fictitious unless the name is followed by the word "brand" and the name and the word "brand" are printed in type of a size appropriate to the size of the package. R.R.O. 1970, Reg. 291, s. 12.

#### PROCESS BUTTER

**13.—**(1) Process butter shall not be manufactured, sold or offered for sale in Ontario without a special permit therefor from the Director.

(2) A special permit may be limited as to time and place of manufacture and as to quantity and quality of the butter. R.R.O. 1970, Reg. 291, s. 13.

#### PACKING AND MARKING OF DAIRY BUTTER AND WHEY BUTTER

**14.** Where dairy butter or whey butter is,

- (a) moulded or cut into prints, blocks, squares or pats; and
- (b) packed in tins or other packages,

each package shall contain a net weight of one-quarter pound, one-half pound or one pound or multiple thereof. R.R.O. 1970, Reg. 291, s. 14.

**15.** Every package mentioned in section 14 shall be legibly and indelibly marked with,

- (a) a statement of the net weight of the dairy butter or whey butter, expressed in pounds or fraction of a pound; and
- (b) the name and address of the factory of origin, manufacturer, cutter, jobber, wholesale dealer or retail dealer. R.R.O. 1970, Reg. 291, s. 15.

**16.** Every package mentioned in section 14 shall be marked on the main panel of the wrapper and on the carton with the words "dairy butter" or "whey butter", as the case may be, printed,

- (a) where the net weight is less than one pound, in not less than 12-point extended Gothic type capitals; and
- (b) where the net weight is one or more pounds, in not less than 24-point extended Gothic type capitals. R.R.O. 1970, Reg. 291, s. 16.

**17.—**(1) Every package that contains whey butter, other than packages mentioned in section 14, shall be marked on the side thereof with,

- (a) the registered number of the plant;
- (b) the words "whey butter";
- (c) the date of manufacture shown by the number of the day of the month followed by a virgule followed by the number representing the order that month occurs in the year as, for example, the 21st day of January is shown as 21/1; and
- (d) the churning number.

(2) The operator of the plant shall assign to each churning of whey butter a churning number in the order in which the churning occurs and begin the series for each calendar year with the figure 1.

(3) Churning numbers for churnings of whey butter shall be printed,

- (a) on packages weighing more than two pounds and less than twenty-five pounds, in not less than 24-point extended Gothic type capitals; and
- (b) on packages weighing at least twenty-five pounds, in not less than 60-point extended Gothic type capitals. R.R.O. 1970, Reg. 291, s. 17.

**18.—**(1) Where a package of dairy butter or of a mixture of dairy butter and creamery butter resembles packages of creamery butter, the package of dairy butter or mixture of dairy butter and creamery butter shall be marked on the side thereof with the words "dairy butter".

(2) Marks required under subsection (1) shall be printed,

- (a) on packages weighing less than twenty-five pounds, in not less than 24-point extended Gothic type capitals; and
- (b) on packages weighing not less than twenty-five pounds, in not less than 60-point extended Gothic type capitals. R.R.O. 1970, Reg. 291, s. 18.

#### CHEDDAR CHEESE

**19.** No person shall sell, offer for sale, or have in possession for sale, cheddar cheese made in Ontario unless the cheese has been packed and marked in accordance with the Act and this Regulation. R.R.O. 1970, Reg. 291, s. 19.



## GRADES FOR CHEDDAR CHEESE

20.—(1) The following grades of cheddar cheese are established:

1. Canada First Grade, consisting of cheddar cheese that contains, on a dry basis, not less than 48 per cent milk-fat, and no fat other than milk-fat, and that has a minimum total score of 92 points of which at least 39 points are for flavour, and that has all the following characteristics:

- i. A flavour that is clean with no objectionable flavour.
- ii. A texture that is firm, smooth and silky.
- iii. In substance is reasonably close.
- iv. A colour that is uniform.
- v. Of fairly regular size with surfaces that are sound and well finished, and of a proper size for boxes.
- vi. The cheese and the boxes are neatly marked, the cheese has scale boards placed but not pressed on both ends and the boxes are clean and sound.
- vii. When tested by the extraneous matter test, the cheese shows discs of number 1 or 2.

2. Canada Second Grade, consisting of cheese that does not qualify for Canada First Grade, but does not have any of the characteristics of Canada Third Grade or Below Canada Third Grade, that contains on a dry basis not less than 48 per cent milk-fat and no fat other than milk-fat, and that has a minimum total score of 87 points of which at least 37 points are for flavour, and that has one or more of the following characteristics:

- i. A flavour that is fruity, or not clean, or slightly rancid, or slightly off, or off, or turnip-like, or is otherwise objectionable.
- ii. A texture that is pasty or weak, mealy, acidic or stiff.
- iii. In substance is open or loose, or has ragged or flat holes or slight pin-holes, or is slightly gassy.
- iv. A colour that is uneven or slightly mottled, or is of a mottled or objectionable shade, or it shows slight

discolouration that is foreign to the normal colour of Canadian cheddar cheese.

- v. Irregular in size, or surfaces not smoothly finished, or rinds slightly damaged by cracking or from other causes but are without conspicuous cracks or decidedly rough appearance.

- vi. When tested by the extraneous matter test, the cheese shows a disc number 3.

3. Canada Third Grade, consisting of cheese that does not qualify for Canada First Grade or Canada Second Grade, but does not have any of the characteristics of Below Canada Third Grade, that contains, on a dry basis, not less than 48 per cent milk-fat, no fat other than milk-fat, and that has a total score of less than 87 points of which less than 37 points are for flavour, and that has one or more of the following characteristics:

- i. A flavour that is rancid or badly off, or is otherwise inferior to flavour permitted for Canada Second Grade.

- ii. A texture that is very weak, very acidic, very soft or very stiff.

- iii. In substance is very open, or has gas or swiss holes.

- iv. A colour that is very uneven or very mottled, or is of a very objectionable shade or shows discolouration that is foreign to the normal colour of Canadian cheddar cheese that is more pronounced than permitted for Canada Second Grade.

- v. Surfaces decidedly rough in appearance or have conspicuous cracks or the rinds are damaged from other causes to a greater extent than permitted for Canada Second Grade, but not sufficiently damaged to be classed Below Canada Third Grade.

- vi. When tested by the extraneous matter test, the cheese shows a disc number 4.

4. Below Canada Third Grade, consisting of cheese that does not qualify for Canada First Grade, Canada Second Grade or Canada Third Grade, and that contains, on a dry basis, not less than 48 per cent milk-fat, no fat other than milk-fat, and that has one or more of the following characteristics:



- i. A flavour that is very objectionable, such as very sour, gasoline, kerosene, garlic, stinkweed or other strong weedy flavour comparable to stinkweed.
- ii. A texture that is very dry, crumbly, mushy or is leaking.
- iii. In substance is extremely open or very porous.
- iv. A mixture of white and coloured curds in the same cheese, or other very objectionable discolouration that is foreign to the normal colour of Canadian cheddar cheese.
- v. Seriously damaged by vermin or other means.
- vi. Contains a foreign substance.
- vii. Inferior to Canada Third Grade in any other characteristic.

(2) The scores mentioned in subsection (1) are based upon a maximum score of the number of points in column 2, for the characteristic mentioned in column 1 of the Table, as follows:

TABLE

COLUMN 1	COLUMN 2
Flavour	45 points
Texture	25 points
Closeness	15 points
Colour	10 points
Finish	5 points

R.R.O. 1970, Reg. 291, s. 20.

GRADING OF CHEDDAR CHEESE

21. A grader may grade cheddar cheese if,

- (a) the cheese was produced in a cheese factory to which a registered number is issued;
- (b) each cheese has marked on it and on its covering,
  - (i) the registered number of the cheese factory,
  - (ii) the vat number, and
  - (iii) the date of manufacture of the cheese; and

- (c) the operator of the cheese factory furnishes a statement showing the total number of pounds of cheese in the vat. R.R.O. 1970, Reg. 291, s. 21.

22.—(1) The grader may specify the times and places at which he grades cheddar cheese.

(2) Cheddar cheese submitted to a grader for grading shall be arranged in a suitable place and all boxes shall be open for inspection and sampling.

(3) A grader may refuse to grade cheddar cheese, if, in his opinion,

- (a) the cheese is not sufficiently matured to permit the proper determination of its quality;
- (b) the temperature of the cheese is too high or too low to permit proper examination; or
- (c) the cheese is not representative of the vat required to be graded. R.R.O. 1970, Reg. 291, s. 22.

23.—(1) When grading cheddar cheese, the grader shall grade at least one box of cheese from each vat in every lot of cheese submitted to him for grading.

(2) Where a grader grades the cheese in only one box from any vat, he shall give the grade of the cheese in that box to the cheese in all boxes of cheese manufactured at the same time from that vat.

(3) Where, in the opinion of a grader, it is necessary or desirable to grade more than one box of cheese from any lot of cheese manufactured at the same time from the same vat submitted to him for grading, he may grade other boxes of the cheese made from that vat and the operator of the cheese factory shall pay to the grader a fee of 25 cents for each box of cheese so graded.

(4) The grader may mark with a brand any box containing cheddar cheese.

(5) A grader may alter any incorrect marking on any cheddar cheese or on any box containing cheddar cheese. R.R.O. 1970, Reg. 291, s. 23.

24. Any person who submitted cheddar cheese to a grader for grading, or any purchaser of cheddar cheese that a grader has graded, may appeal to the Director from the decision of the grader. R.R.O. 1970, Reg. 291, s. 24.

25.—(1) Where a grader grades cheddar cheese, he shall issue to the operator of the cheese factory in respect of the grading of each lot of cheese graded by him, a statement showing,

- (a) the name of the cheese factory;
- (b) the registered number of the cheese factory;

- (c) the place where the cheese was graded;
- (d) the date the cheese was graded;
- (e) the number of each vat graded;
- (f) the date of manufacture of each vat;
- (g) the quantity of cheese in each vat;
- (h) the flavour score and total score of each vat;
- (i) the defects in each vat, if any; and
- (j) that the cheese was white or was coloured.

(2) A statement issued under subsection (1) is not valid after three months from its date of issue.

(3) Notwithstanding subsection (1), where the grader is of the opinion that cheddar cheese that has been graded by him as Below Canada Third Grade is unfit for human consumption, he shall not issue a statement of the grading of the cheese.

(4) Where a grader is of the opinion that cheddar cheese is unfit for human consumption, no person shall sell, offer for sale, have in possession for sale or distribute for sale that cheddar cheese for human consumption. R.R.O. 1970, Reg. 291, s. 25.

**26.—**(1) Cheddar cheese shall be marked at the factory of origin within twenty-four hours after its removal from the press, with a brand that shows,

- (a) the registered number of the factory;
- (b) the vat number for the manufacture of the cheese; and
- (c) the date of manufacture of the cheese.

(2) The operator of a cheese factory shall assign to each lot of cheese manufactured in the cheese factory a vat number in the order in which the manufacture occurs, and begin the series for each calendar year with the number 100.

(3) The date of manufacture of a cheese shall be shown by the number of the day of the month followed by a virgule followed by the number representing the order that the month occurs in the year followed by a virgule followed by the last two ciphers of the year, as for example, the 21st day of January, 1981, is shown as 21/1/81.

(4) All marks required under subsection 1 shall be legibly and indelibly printed,

- (a) where the weight of the cheese is more than twenty-five pounds, in not less than 60-point extended Gothic type capitals; and

- (b) where the weight of the cheese is one pound or more but not more than twenty-five pounds, in not less than 24-point extended Gothic type capitals.

(5) Each package containing cheddar cheese shall be marked at the time of packing with the marks required under subsection (1).

(6) Where a box of cheese is marked in accordance with subsection (1), the left side of the lap of the box shall be marked at the time of packing with the weight of the cheese in printing,

- (a) where the weight of the cheese is more than twenty-five pounds, in type of at least one inch high and one-half of an inch wide, followed by the letters "LBS" in block type one inch high; and
- (b) where the weight of the cheese is not more than twenty-five pounds, in type at least one-half of an inch high and one-quarter of an inch wide, followed by the letters "LBS" in block type one-half of an inch high. R.R.O. 1970, Reg. 291, s. 26.

**27.** Cheddar cheese before being packed, shall be kept in a ripening room for a period of at least eight days from the time of its removal from the press, unless the development of a rind is not necessary or desirable, in which case the cheese may be packed at any time after its removal from the press and left in a ripening room for a period of eight consecutive days. R.R.O. 1970, Reg. 291, s. 27.

**28.—**(1) Where cheddar cheese is packaged in a package that does not weigh more than twenty pounds when made, or after being cut, the cheese and the package containing the cheese shall be marked with a brand that shows,

- (a) the net weight of the contents expressed in pounds, fraction of a pound, or ounces;
- (b) the name and address of the factory of origin, manufacturer, cutter, jobber, wholesale dealer or retail dealer; and
- (c) the words "cheddar cheese".

(2) All marks required under subsection (1) shall be legibly and indelibly printed,

- (a) where the weight of the cheese is not more than one pound, in not less than 12-point extended Gothic type capitals; and
- (b) where the net weight of the cheese is more than one pound, in not less than 24-point extended Gothic type capitals. R.R.O. 1970, Reg. 291, s. 28.

STANDARDS OF COMPOSITION FOR CHEESE  
OTHER THAN CHEDDAR CHEESE

29. No person shall sell, offer for sale or have in possession for sale any cheese, other than cheddar cheese, unless the cheese has been packed and marked in accordance with the Act and this Regulation. R.R.O. 1970, Reg. 291, s. 29.

30.—(1) The varieties or types of cheese listed in column 1 of the Table shall contain on a dry basis, not less than the percentage of milk-fat in column 2, as follows:

TABLE

	COLUMN 1	COLUMN 2
Item	Variety or Type of Cheese	Minimum Milk-fat Content on Dry Basis
1.	Alpin, Asiago, Blue Vein, Bel Paese, Brick, Camembert, Cheddar, Feta, Gouda, Granular, Limburger, Neufchatel, Port du Salut.	48%
2.	Esrom, Havarti, Pasta Filata, Maribo, Samsoe, Steppe, Tilsiter.	45%
3.	Emmenthaler, Gruyere, Swiss.	43%
4.	Bra, Edam, Layden.	40%
5.	Parmesan, Romano and other cheese of hard-grating types.	32%

(2) Cheese of hard-grating types shall not contain more than 34 per cent of water. R.R.O. 1970, Reg. 291, s. 30.

31.—(1) Cream cheese shall be made from curd obtained from the action of lactic fermentation, or rennet, or both, on cream or on milk to which cream has been added.

(2) In the manufacture of cream cheese, the curd, whether heated or unheated, or salted or unsalted, shall be drained by gravity or light pressure or by any other approved method with or without the addition of not more than 0.5 per cent by weight of vegetable gum, gelatin or algin.

(3) Cream cheese shall contain not more than 55 per cent of water and, on a dry basis, not less than 65 per cent of milk-fat.

(4) Where cream cheese is manufactured with the addition of a relish or other cheese, it shall be made with amounts of cheese or relish sufficient to differentiate the product from plain cream cheese but, when other cheese is added, the amount of

cheese added shall not exceed 20 per cent of the content of the cream cheese, nor more than 65 per cent by weight of water and, on a dry basis, not less than 55 per cent of milk-fat. R.R.O. 1970, Reg. 291, s. 31.

32. Process cheese may contain added water, solids derived from milk, permitted preservatives, food colour, seasonings, relishes or condiments, and the finished product,

- (a) if manufactured from a cream cheese base, with or without the addition of seasonings or condiments, shall contain not more than 55 per cent of water, and, on a dry basis, not less than 65 per cent of milk-fat;
- (b) if manufactured from a cream cheese base with the addition of a relish or other cheese, shall contain such relish or cheese in an amount sufficient to differentiate the product from a process plain cream cheese, but when other cheese is added the amount shall not exceed 20 per cent of the cheese content of the finished product, nor more than 65 per cent by weight of water, and, on a dry basis, not less than 55 per cent of milk-fat;
- (c) if manufactured from a base of any variety or type of cheese mentioned in item 1 of the Table in section 30, shall contain not more than 43 per cent of water and, on a dry basis, not less than 48 per cent of milk-fat; and
- (d) if manufactured from any other cheese base than a variety or type of cheese mentioned in item 1 of the Table in section 30, shall contain not more than 43 per cent of water and, on a dry basis, not less than 45 per cent of milk-fat. R.R.O. 1970, Reg. 291, s. 32.

33. Skim milk cheese shall be cheese, except cottage cheese, that contains, on a dry basis, not more than 15 per cent of milk-fat. R.R.O. 1970, Reg. 291, s. 33.

34. Skim milk process cheese shall be process cheese that contains not more than 55 per cent of water and, on a dry basis, not more than 15 per cent of milk-fat. R.R.O. 1970, Reg. 291, s. 34.

35. Swiss cheese or Emmenthaler cheese shall be cheese that is made by the Emmenthaler process from heated and pressed curd obtained by the action of rennet on milk, or on standardized milk, this is ripened by special gas-producing bacteria that cause characteristic eyes or holes and that contains not more than 41 per cent of water, and, on a dry basis, not less than 43 per cent of milk-fat. R.R.O. 1970, Reg. 291, s. 35.

36. Gouda cheese shall be cheese made by the Gouda process, from heated and pressed curd obtained by the action of rennet on milk, the rind of which is coloured with a food colouring matter, and the finished product contains on a dry basis, not less than 48 per cent of milk-fat. R.R.O. 1970, Reg. 291, s. 36.

37. Granular or stirred curd cheese shall be cheese that is made from heated and pressed curd obtained by the action of rennet on milk but is not cheddared as in the Cheddar process, and that contains on a dry basis, not less than 48 per cent of milk-fat. R.R.O. 1970, Reg. 291, s. 37.

PACKING AND MARKING FOR CHEESE OTHER THAN CHEDDAR

38.—(1) Package cheese shall be packed in packages containing a net weight of one-quarter pound, one-half pound, one pound or multiple thereof, except that grated or dehydrated cheese may be packed in packages containing a net weight of two ounces.

(2) Subsection (1) does not apply to cheese that is cut and packaged at a retail store. R.R.O. 1970, Reg. 291, s. 38.

39.—(1) All cheese other than cheddar cheese shall be legibly and indelibly marked, or packed in packages that are legibly and indelibly marked, with a brand showing,

- (a) the net weight of the contents in pounds, fraction of a pound or in ounces;
- (b) the name and address of the manufacturer, jobber, wholesale dealer or retail dealer; and
- (c) a true statement of the variety or type of cheese, or in the case of process cheese, the words "Process Cheese", "Emulsified Cheese", "Process Cheese Spread", "Skim Milk Process Cheese", "Skim Milk Emulsified Cheese" or "Skim Milk Process Cheese Spread", as the case may be, on the main panel of the package.

(2) Skim milk cheese, granular cheese or stirred curd cheese that has not been reprocessed, and packages containing such cheese shall, before leaving the factory of origin, be marked on the side thereof with,

- (a) the words "Skim Milk Cheese", "Granular Cheese", or "Stirred Curd Cheese", as the case may be;
- (b) the registered number of the cheese factory;
- (c) the vat number for the manufacture of the cheese; and

(d) the date of manufacture of the cheese.

(3) The operator of the factory shall assign to each lot of cheese other than cheddar manufactured in the factory, a vat number in the order in which the manufacture occurs and begin the series for each calendar year with the figure 1.

(4) The date of manufacture of the cheese shall be shown by the number of the day of the month followed by a virgule followed by the number representing the order that the month occurs in the year followed by a virgule followed by the last two ciphers of the year, as for example, the 21st day of January, 1981, is shown as 21/1/81.

(5) All marks required under this section shall be printed,

- (a) where the weight of the cheese is not more than one pound, in not less than 12-point extended Gothic type capitals;
- (b) where the weight of the cheese is more than one pound but not more than five pounds, in not less than 18-point extended Gothic type capitals;
- (c) where the net weight of the cheese is more than five pounds but not more than twenty-five pounds, in not less than 24-point extended Gothic type capitals; and
- (d) where the net weight of the cheese is more than twenty-five pounds, in not less than 60-point extended Gothic type capitals. R.R.O. 1970, Reg. 291, s. 39.

40. No person shall,

- (a) incorporate or place any foreign substance in any cheese during or after its manufacture;
- (b) incorporate in a cheese during the process of its manufacture any inferior curd or cheese; or
- (c) knowingly sell, offer for sale or have in possession for sale any cheese in which has been incorporated during the process of manufacture any inferior curd or cheese, without giving notice of such incorporation. R.R.O. 1970, Reg. 291, s. 40.

SKIM MILK POWDER

41. No person shall sell, offer for sale, have in possession for sale or distribute for sale any skim milk powder manufactured in Ontario for purposes of human consumption unless the skim milk powder



has been packed and marked in accordance with the Act and this Regulation. R.R.O. 1970, Reg. 291, s. 41.

42. Skim milk powder for human consumption shall comply with the following standards:

- 1. It shall be reasonably uniform in composition and the colour shall be white or light cream and substantially free from brown specks.
- 2. The flavour and odour, before or after reconstitution, shall be sweet and clean and free from any objectionable flavour or odour.
- 3. After reconstitution, it shall have an acidity, expressed as lactic acid, of not less than 0.11 per cent.
- 4. It shall contain not less than 95 per cent by weight of milk solids.
- 5. It shall contain no fat other than milk-fat.

6. It may contain vitamin D. R.R.O. 1970, Reg. 291, s. 42.

43.—(1) The following grades of skim milk powder for human consumption are established:

- 1. Canada First Grade Skim Milk Powder, consisting of skim milk powder that complies with the standards set out in section 42 and complies with the following standards:
  - i. Entirely free from hard lumps and from any scorched or storage flavour or odour before or after reconstitution.
  - ii. Subject to subsection (2), when analysed, has in respect of the substance or dispersal time mentioned in column 1 of the Table, a maximum amount of that substance or dispersal time that is specified in column 2, 3 or 4, as follows:

TABLE

Item	COLUMN 1	COLUMN 2	COLUMN 3	COLUMN 4
	Substance	When Made By Spray Process	When Made By Instant Process	When Made By Roller Process
1.	Fat	1.2 per cent	1.2 per cent	1.2 per cent
2.	Moisture	4.0 per cent	5.0 per cent	4.0 per cent
3.	Acidity (Reconstituted Basis)	0.15 per cent	0.15 per cent	0.15 per cent
4.	Solubility Index	1.2 ml.	1.0 ml.	....
5.	Bacteria (Reconstituted Basis)	10,000 ml.	10,000 ml.	10,000 ml.
6.	Sediment	Disc No. 2	Disc No. 2	Disc No. 3
7.	Dispersal Time	....	Not less than 44 grams in 20 seconds	....

2. Canada Second Grade Skim Milk Powder, consisting of skim milk powder that does not comply with all of the standards for Canada First Grade Skim Milk Powder but complies with the standards set out in section 42 and complies with the following standards:

- i. Reasonably free from hard lumps and has only a slight scorched or

storage flavour or odour before or after reconstitution.

- ii. Subject to subsection (2), when analysed, has in respect of the substance mentioned in column 1 of the Table, a maximum amount of that substance that is specified in column 2 or 3, as follows:



TABLE

Item	COLUMN 1	COLUMN 2	COLUMN 3
	Substance	Spray Process not to exceed	Roller Process not to exceed
1.	Fat	1.5 per cent	1.5 per cent
2.	Moisture	5.0 per cent	5.0 per cent
3.	Acidity (Reconstituted Basis)	0.17 per cent	0.17 per cent
4.	Solubility Index	2.0 ml.	....
5.	Bacteria (Reconstituted Basis)	30,000 ml.	30,000 ml.
6.	Sediment	Disc No. 4	Disc No. 4

(2) Where skim milk powder has been processed by a method that materially improves the ease of its reconstitution in water, it may contain not more than 5 per cent by weight of water. R.R.O. 1970, Reg. 291, s. 43.

#### GRADING OF SKIM MILK POWDER

#### 44. A grader may grade skim milk powder if,

- (a) the skim milk powder is produced in a plant to which a registered number is issued;
- (b) at least twenty-five pounds of skim milk powder is submitted in a container for the purpose of grading;
- (c) the container is clean and sound throughout, and provides adequate protection against undue absorption of moisture or other foreign matter;
- (d) the container has marked on it or affixed thereto,
  - (i) the registered number of the plant, and
  - (ii) the day, month and year of manufacture; and
- (e) the total weight of skim milk powder in each lot to be graded. R.R.O. 1970, Reg. 291, s. 44.

45.—(1) The grader may specify the times and places at which he grades skim milk powder.

(2) Skim milk powder submitted in packages to a grader for grading shall be arranged in a suitable place and, at the request of the grader, the packages shall be open for inspection and sampling. R.R.O. 1970, Reg. 291, s. 45.

46.—(1) When grading skim milk powder, the grader shall grade the skim milk powder in at least one package in each lot of not more than twenty packages submitted to him for grading, and at least two packages in each lot of more than twenty packages so submitted.

(2) Where, in the opinion of a grader, it is necessary or desirable to grade skim milk powder in packages additional to the packages mentioned in subsection (1), the grader may grade the skim milk powder in such additional packages and the operator of the plant shall pay to the grader a fee of 25 cents in respect of each package of skim milk powder so graded.

(3) For the purpose of subsection (1), there shall be included in each lot the entire output of the factory of origin in one day, determined in accordance with daily production records that are kept by or on behalf of the operator of the plant.

(4) The grader may mark with a brand any package containing skim milk powder.

(5) A grader may alter any incorrect marking on any package containing skim milk powder. R.R.O. 1970, Reg. 291, s. 46.

47. Any person who has submitted skim milk powder to a grader for grading, or any purchaser of skim milk powder that has been graded, may appeal to the Director from the decision of the grader. R.R.O. 1970, Reg. 291, s. 47.

48. Where a grader grades skim milk powder, he shall issue to the operator of the plant in respect of the grading of each lot of skim milk powder graded by him a certificate showing,

- (a) the name of the plant;
- (b) the registered number of the plant;
- (c) the date the lot was graded;
- (d) the date of manufacture of the lot;
- (e) the number of pounds of skim milk powder in the lot;
- (f) a description of the flavour of the skim milk powder; and
- (g) the results of any analysis of the skim milk powder. R.R.O. 1970, Reg. 291, s. 48.

#### PACKING AND MARKING OF SKIM MILK POWDER FOR HUMAN CONSUMPTION

49. Skim milk powder in packages having a capacity of twenty-five pounds or more shall be packed and marked as follows:

1. Packages shall be,
  - i. boxes or cartons,
  - ii. wooden barrels that are new and properly headed,
  - iii. metal drums with tight-fitting covers, or
  - iv. such other packages as are prescribed.
2. Packages shall be clean and sound throughout.
3. Packages shall provide adequate protection against undue absorption of moisture and foreign matter.
4. Packages shall contain a net weight of at least twenty-five pounds when packed.
5. Each package shall, by means of a trade label or a stencilled or lithographed design affixed thereto, be legibly and indelibly marked with,
  - i. the name and address of the manufacturer or the person on whose behalf the skim milk powder was manufactured,
  - ii. the words "Dry Skim Milk", "Powdered Skim Milk" or "Skim Milk Powder", and

iii. a statement of the quantity or weight of the contents thereof.

6. The trade label or the stencilled or lithographed design shall indicate on the package the process of manufacture, such as "Spray", "Roller" or "Vacuum Drum".
7. The grade name, the date of manufacture and the registered number of the plant shall be neatly printed on the package as follows:
  - i. The date of manufacture shall be shown by the number of the day of the month followed by a hyphen followed by a number representing the order that the month occurs in the year followed by a hyphen followed by the last two ciphers of the year.
  - ii. The registered number of the plant shall be shown by the letters "EST." followed by the number.
  - iii. The printing shall be in not less than 60-point extended Gothic type capitals on the side of the package but, in the case of barrels, shall be between the two upper hoops.
8. Each package shall be marked at the time of packing with the date on which it was packed. R.R.O. 1970, Reg. 291, s. 49.

50. Skim milk powder in packages having a capacity of less than twenty-five pounds shall be packed and marked in accordance with the following requirements:

1. The package shall contain a net weight of one-quarter pound, one-half pound or one pound or multiple thereof.
2. The package shall be legibly and indelibly marked with,
  - i. the grade name printed on the main panel in not less than 12-point extended Gothic type capitals for packages weighing less than one pound, and not less than 18-point extended Gothic type capitals for packages weighing one pound or more,
  - ii. the words "Dry Skim Milk", "Powdered Skim Milk" or "Skim Milk Powder" and an indication of the process of manufacture, on the main panel,

- iii. a statement of the net weight of the contents, in ounces, fraction of a pound, or pounds and fraction of a pound, as the case may be,
- iv. the name and address of the manufacturer or packer or the first dealer to whom such packages are delivered by the manufacturer or packer, and
- v. the registered number of the factory of origin on the outer container used for shipment by the manufacturer or packer of the skim milk powder. R.R.O. 1970, Reg. 291, s. 50.

PACKING AND MARKING CONCENTRATED MILK  
PRODUCTS FOR HUMAN CONSUMPTION  
OTHER THAN SKIM MILK POWDER

**51.**—(1) All packages of evaporated milk, including evaporated skim milk and evaporated partly skimmed milk, intended for human consumption, shall have a net weight of six ounces, one pound or a multiple thereof.

(2) All packages of milk powder intended for human consumption shall have a net weight of one-quarter pound, one-half pound, one pound, 2½ pounds or five pounds or multiple thereof. R.R.O. 1970, Reg. 291, s. 51.

**52.**—(1) All packages containing concentrated milk products, sterilized milk or sterilized canned cream shall be legibly and indelibly marked with,

- (a) a statement of the net weight expressed in ounces or pounds, as the case may be;
- (b) the name and address of the manufacturer or packer or dealer who first obtains them from the manufacturer or packer;
- (c) a true and accurate description of the contents, including the name of the product; and
- (d) the registered number on the outer container used in shipment by the manufacturer or packer of the product.

(2) All packages of evaporated partly skimmed milk and sterilized canned cream shall, in addition to the markings required by subsection (1), be legibly and conspicuously marked with a statement of the percentage content by weight of milk-fat. R.R.O. 1970, Reg. 291, s. 52.

PACKING AND MARKING FOR ICE CREAM,  
ICE CREAM MIX AND SHERBET

**53.**—(1) Every package of ice cream or sherbet,

- (a) that contains five fluid ounces or more shall have a net volume of one-quarter

pint, one-half pint, one pint or multiple of a pint and shall be legibly and indelibly marked with a true and accurate statement of the net volume of the contents expressed in pints, quarts, gallons or fractions thereof;

- (b) that contains less than five fluid ounces shall be legibly and indelibly marked with a true and accurate statement of the net volume of the contents expressed in fluid ounces;
- (c) shall be legibly and indelibly marked by the manufacturer at the time of packing with the name and address of the manufacturer or the person for whom the product was manufactured; and
- (d) shall be legibly and indelibly marked with a true and accurate description of the contents, including the name of the product, or products, contained therein.

(2) Marks required under subsection (1) shall be printed,

- (a) where the net volume is not more than one pint, in not less than 12-point extended Gothic type capitals; and
- (b) where the net volume is more than one pint, in not less than 24-point extended Gothic type capitals.

(3) Notwithstanding subsection (2), cans or other receptacles used for packaging bulk ice cream or sherbet may be legibly and indelibly marked with the name and address of the manufacturer, or the person for whom the product was manufactured, in type of a size appropriate to the size of the can or other receptacle.

(4) Every package containing ice cream mix shall be legibly and indelibly marked with,

- (a) the name and address of the manufacturer;
- (b) a true and accurate statement of the net contents; and
- (c) the words "Ice Cream Mix".

(5) Notwithstanding clause (1) (a), two or more packages of ice cream or sherbet each containing five fluid ounces or less, may be packaged together in a larger package where,

- (a) each package containing not more than five fluid ounces is marked in accordance with subsection (2); and
- (b) such larger package is legibly and indelibly marked in not less than 12-point extended Gothic type capitals with a true and accurate statement of,
  - (i) the name and address of the manufacturer or the person for whom the product was manufactured,

- (ii) the name of the product or products contained therein,
- (iii) the number of packages contained therein, and
- (iv) the net volume of each package contained therein.

(6) No person shall store in containers or cabinets used for the storage of ice cream or sherbet any product likely to be detrimental to the quality or flavour of ice cream or sherbet.

(7) Where a manufacturer of ice cream or sherbet furnishes a container or cabinet to any person for the purpose of storage for sale of ice cream or sherbet of his manufacture and marks the container or cabinet legibly and conspicuously with his name and address, no person shall place or store in the container or cabinet any ice cream or sherbet other than the ice cream or sherbet of that manufacture. R.R.O. 1970, Reg. 291, s. 53.

#### PACKING AND MARKING OF CONCENTRATED MILK PRODUCTS FOR ANIMAL AND POULTRY FOOD

**54.**—(1) All packages of concentrated milk products for animal and poultry food purposes shall be legibly and indelibly marked with,

- (a) the name of the product;
- (b) the net weight of the product expressed in pounds;
- (c) the name and address of the manufacturer or vendor; and
- (d) the words "For Animal Food Only".

(2) Marks required under subsection (1) shall be printed,

- (a) for packages weighing one pound or more but not more than twenty-five pounds, in not less than 24-point extended Gothic type capitals; and
- (b) for packages weighing more than twenty-five pounds, in not less than 60-point extended Gothic type capitals.

(3) Marks required under subsection (1) are in addition to marks that are required under the *Feeds Act* (Canada). R.R.O. 1970, Reg. 291, s. 54.

#### ADVERTISING OF MILK PRODUCTS

**55.**—(1) Every person who advertises creamery butter or skim milk powder for sale, or who places a placard on creamery butter or skim milk powder for the purpose of sale, within Ontario, shall include in the advertisement or on the placard the grade name of the creamery butter or skim milk powder.

(2) Every person who advertises for sale within Ontario any dairy butter, whey butter or skim milk

cheese or who places a placard on dairy butter, whey butter or skim milk cheese shall describe the product as "Dairy Butter", "Whey Butter" or "Skim Milk Cheese", as the case may be. R.R.O. 1970, Reg. 291, s. 55.

#### GENERAL

**56.** No person shall sell, offer for sale, have in possession for sale or distribute for sale for purposes of food for human consumption skim milk powder,

- (a) that when graded is found to be of a quality below the requirements of Canada Second Grade Skim Milk Powder;
- (b) that was manufactured in a plant to which a registered number is not issued; or
- (c) that is not manufactured for purposes of human consumption. R.R.O. 1970, Reg. 291, s. 56.

**57.** No person shall sell, offer for sale, have in possession for sale or distribute for sale for purposes of food for human consumption buttermilk powder,

- (a) that is not required to meet the standards for buttermilk powder for human consumption;
- (b) that was manufactured in a plant to which a registered number is not issued; or
- (c) that is not manufactured for purposes of human consumption. R.R.O. 1970, Reg. 291, s. 57.

**58.** No person shall by himself or through the agency of any other person incorporate or place any foreign substance in a milk product during or after the manufacture of the product. R.R.O. 1970, Reg. 291, s. 58.

**59.** No person shall mark a milk product or the package containing a milk product in a manner that gives false information in respect of any mark required under this Regulation. R.R.O. 1970, Reg. 291, s. 59.

**60.** A milk product, having a composition other than as provided in this Regulation, that is found on the premises of a manufacturer, wholesaler or retailer, shall be deemed to be for sale,

- (a) if the milk product is packaged in consumer-sized packages; or
- (b) if the product is in bulk or in packages other than consumer-sized packages and is not labelled "Not For Sale". R.R.O. 1970, Reg. 291, s. 60.

**61.** An inspector upon entering any premises or conveyance for the purposes of enforcing the Act or the regulations shall produce, upon request, the certificate of his appointment to the person in charge thereof. R.R.O. 1970, Reg. 291, s. 61.





## REGULATION 328

### under the Farm Products Grades and Sales Act

#### FLUE-CURED TOBACCO

##### INTERPRETATION

#### 1. In this Regulation,

(a) "colour" means the colour of leaves and includes the following colour classes:

- i. Lemon and light orange.
- ii. Orange and light mahogany.
- iii. Dark mahogany.
- iv. Grey.
- v. Green in lemon and light orange.
- vi. Green in orange and mahogany.
- vii. Cherry red;

(b) "cutter-leaf" means the leaves on the cutter side of the leaf group of a tobacco plant;

(c) "cutters" means the leaves of the cutters group grown on a tobacco plant, above the lugs and below the leaf, that are thin in body;

(d) "grey" means distinctly grey;

(e) "group" means a division of tobacco based on the position of the leaves on a tobacco plant and includes the groups,

- (i) leaf,
- (ii) cutters, and
- (iii) lugs;

(f) "leaf" means the leaves of the leaf group grown on the upper part of a tobacco plant above the cutters;

(g) "lugs" means the leaves of the lugs group grown nearest the ground on a tobacco plant;

(h) "nondescript" means tobacco leaves that are,

- (i) semi-cured,
- (ii) wasted to the extent of at least 40 per cent of each of the leaves, or
- (iii) crude, decayed or off-type;

(i) "quality" means the combination of the elements of smoothness, maturity, body, size, finish and uniformity of tobacco leaves and includes the following degrees of quality:

- i. Choice.
- ii. Fine.
- iii. Good.
- iv. Fair.
- v. Common.
- vi. Very common.
- vii. Poor;

(j) "tobacco" means tobacco of the flue-cured type;

(k) "wrapper" means leaves selected from the leaf or cutter groups that are ripe, silky, oily, firm, of good tensile strength, elastic and have clear finish and blending fibres. R.R.O. 1970, Reg. 292, s. 1.

2. This Regulation applies to the grading and the sale of flue-cured tobacco in Ontario. R.R.O. 1970, Reg. 292, s. 2.

##### GENERAL

#### 3. No person shall,

- (a) sell or deliver for sale to a first buyer thereof; or
- (b) buy from the producer thereof,

any flue-cured tobacco, unless it has been graded and marked in accordance with the Act and this Regulation. R.R.O. 1970, Reg. 292, s. 3.

4.—(1) Where tobacco is graded under the Act and this Regulation, the person who grades the tobacco shall examine the tobacco in as many bales of tobacco on a pallet as, in his opinion, are necessary for him to determine the grade of all of the tobacco on the pallet and shall affix to a bale of tobacco on the pallet a tag or label on which is legibly marked or printed the grade of the tobacco on the pallet.

(2) No person shall remove from a bale of tobacco the tag or label affixed under subsection (1) without the authority of an inspector, until the tobacco has been sold and delivered to the first buyer of the tobacco. R.R.O. 1970, Reg. 292, s. 4.

#### GRADES

5. In the grading of flue-cured tobacco regard shall be had to,

- (a) the group to which the tobacco leaves belong;
- (b) the colour of the tobacco leaves; and
- (c) the quality of the tobacco leaves. R.R.O. 1970, Reg. 292, s. 5.

6.—(1) Where tobacco qualifies as wrapper, the grade mark designating the grade that is affixed to the bale shall be followed by the letter A.

(2) Where tobacco is leaf-spotted severely, severely hailed, frosted, reddened by reason of excess moisture, scorched, smoked, severely bruised in handling during harvesting, wet or severely wind-damaged, it may be graded in accordance with the requirements of the grade for which it qualifies otherwise, but the grade mark designating the grade that is affixed to the bale shall be followed,

- (a) in the case of tobacco leaf-spotted severely, by the letter D;
- (b) in the case of severely hailed tobacco, by the letter H;
- (c) in the case of frosted tobacco, by the letter O;
- (d) in the case of tobacco reddened by reason of excess moisture, by the letter R;
- (e) in the case of scorched tobacco, by the letter S;
- (f) in the case of smoked tobacco, by the letter T;
- (g) in the case of tobacco severely bruised in handling during harvesting, by the letter V;
- (h) in the case of wet tobacco, by the letter W; and
- (i) in the case of severely wind-damaged tobacco, by the letter Z.

(3) Each letter required to follow a grade mark referred to in subsections (1) and (2) shall be legibly

marked or printed and shall be at least as large as the letters in the grade mark.

(4) Where maleic hydrazide was applied to tobacco the producer of the tobacco before delivering the tobacco for sale shall legibly mark on each side of the bale or other container of the tobacco the letters MH at least two inches in height.

(5) Subsection (4) does not apply to a producer of tobacco who notifies the person in charge of grading at the tobacco auction exchange to which he delivers his tobacco, not later than the time of delivery of the tobacco, that he applied maleic hydrazide to the tobacco during the growing season.

(6) Where tobacco is marked in accordance with subsection (4), or notice is given in accordance with subsection (5), the tobacco shall not be included in any grade under section 8 but a grader may mark the tobacco with the letters and figures of the grade it would have had if maleic hydrazide had not been applied, if followed by the letters MH legibly marked or printed and at least as large as letters in the marking.

(7) Notwithstanding section 3, tobacco marked in accordance with subsections (4), (5) and (6) of this section may be sold or delivered to the first buyer thereof. R.R.O. 1970, Reg. 292, s. 6.

7.—(1) Where tobacco is damaged by mould after being cured, it shall not be included in any tobacco graded under section 8.

(2) Where bits of broken tobacco leaves and stems result from handling tobacco, they shall not be included in any tobacco graded under section 8.

(3) Bits of broken tobacco leaves gathered from a warehouse floor and free from foreign material may be graded as scrap and so marked. R.R.O. 1970, Reg. 292, s. 7.

8. The grades for flue-cured tobacco are as follows:

1. **BL1** grade, consisting of cutter-leaf that is,

- (a) in lemon and light orange colours; and
- (b) of choice quality, having the following characteristics:
  - i. Ripe.
  - ii. Very smooth and very good texture.
  - iii. Medium body and size.
  - iv. True finish.
  - v. Uniform.

2. **BL2** grade, consisting of cutter-leaf that is,
- (a) in lemon and light orange colours; and
  - (b) of fine quality, having the following characteristics:
    - i. Ripe.
    - ii. Smooth and good texture.
    - iii. Medium body and size.
    - iv. Fairly true finish.
    - v. Fairly uniform.
3. **BL3** grade, consisting of leaf that is,
- (a) in lemon and light orange colours; and
  - (b) of good quality, having the following characteristics:
    - i. Ripe.
    - ii. Fairly smooth and fairly good texture.
    - iii. Medium body and size.
    - iv. Good finish.
    - v. Slightly variable.
4. **BL4** grade, consisting of leaf that is,
- (a) in lemon and light orange colours, of fairly true colour shades; and
  - (b) of fair quality, having the following characteristics:
    - i. Fairly ripe.
    - ii. Fair texture.
    - iii. Medium body, some variation in size.
    - iv. Fair finish.
    - v. Slightly variable.
5. **BL5** grade, consisting of leaf that is,
- (a) in variable shades of lemon and light orange colours; and
  - (b) of common quality, having the following characteristics:
    - i. Fairly ripe.
    - ii. Fairly poor texture.
    - iii. Medium body, some variation in size.
    - iv. Fairly poor finish.
    - v. Variable.
6. **BL6** grade, consisting of leaf that is,
- (a) in variable shades of lemon and light orange colours; and
  - (b) of poor quality, having the following characteristics:
    - i. Fairly ripe.
    - ii. Poor texture.
    - iii. Medium body.
    - iv. Poor finish.
    - v. Quite variable.
7. **BF2** grade, consisting of leaf that is,
- (a) in dark orange and light mahogany colours; and
  - (b) of fine quality, having the following characteristics:
    - i. Ripe.
    - ii. Smooth and good texture.
    - iii. Medium body and size.
    - iv. Fairly true finish.
    - v. Fairly uniform.
8. **BF3** grade, consisting of leaf that is,
- (a) in dark orange and light mahogany colours; and
  - (b) of good quality, having the following characteristics:
    - i. Ripe.
    - ii. Fairly smooth and fairly good texture.
    - iii. Medium body and size.
    - iv. Good finish.
    - v. Slightly variable.
9. **BF4** grade, consisting of leaf that is,
- (a) in dark orange and light mahogany colours of fairly true colour shade; and

- (b) of fair quality, having the following characteristics:
- i. Fairly ripe.
  - ii. Fair texture.
  - iii. Medium to heavy body, some variation in size.
  - iv. Fair finish.
  - v. Slightly variable.
10. **BF5** grade, consisting of leaf that is,
- (a) in variable shades of dark orange and light mahogany colours; and
  - (b) of common quality, having the following characteristics:
    - i. Fairly ripe.
    - ii. Coarse texture.
    - iii. Medium to heavy body, some variation in size.
    - iv. Fairly poor finish.
    - v. Variable.
11. **BF6** grade, consisting of leaf that is,
- (a) in variable shades of dark orange and light mahogany colours; and
  - (b) of poor quality, having the following characteristics:
    - i. Range of ripeness.
    - ii. Very coarse texture.
    - iii. Medium to heavy body.
    - iv. Very poor finish.
    - v. Quite variable.
12. **BM4** grade, consisting of leaf that is,
- (a) in dark mahogany colours of fairly true colour shade; and
  - (b) of fair quality, having the following characteristics:
    - i. Fairly ripe.
    - ii. Fair texture.
    - iii. Medium to heavy body, some variation in size.
    - iv. Fair finish.
    - v. Slightly variable.
13. **BM5** grade, consisting of leaf that is,
- (a) in variable shades of dark mahogany colours; and
  - (b) of common quality, having the following characteristics:
    - i. Fairly ripe.
    - ii. Coarse texture.
    - iii. Medium to heavy body, some variation in size.
    - iv. Fairly poor finish.
    - v. Variable.
14. **BM6** grade, consisting of leaf that is,
- (a) in variable shades of dark mahogany colours; and
  - (b) of poor quality, having the following characteristics:
    - i. Range of ripeness.
    - ii. Very coarse texture.
    - iii. Medium to heavy body.
    - iv. Very poor finish.
    - v. Quite variable.
15. **BK3** grade, consisting of leaf that is,
- (a) in shades of grey colour; and
  - (b) of good quality, having the following characteristics:
    - i. Ripe.
    - ii. Fairly smooth and fairly good texture.
    - iii. Medium body and size.
    - iv. Good finish.
    - v. Slightly variable.
16. **BK4** grade, consisting of leaf that is,
- (a) in shades of grey colour; and
  - (b) of fair quality, having the following characteristics:

- i. Fairly ripe.
  - ii. Fair texture.
  - iii. Medium to heavy body, some variation in size.
  - iv. Fair finish.
  - v. Slightly variable.
17. **BK5** grade, consisting of leaf that is,
  - (a) in shades of grey colour ; and
  - (b) of common quality, having the following characteristics :
    - i. Fairly ripe.
    - ii. Coarse texture.
    - iii. Medium to heavy body, some variation in size.
    - iv. Fairly good finish.
    - v. Variable.
18. **BK6** grade, consisting of leaf that is,
  - (a) in shades of grey colour ; and
  - (b) of poor quality, having the following characteristics :
    - i. Range of ripeness.
    - ii. Very coarse texture.
    - iii. Medium to heavy body.
    - iv. Very poor finish.
    - v. Quite variable.
19. **BGL3** grade, consisting of leaf that is,
  - (a) in lemon colour with light green veins ; and
  - (b) of good quality, having the following characteristics :
    - i. Fairly smooth and fairly good texture.
    - ii. Medium body and size.
    - iii. Good finish.
    - iv. Slightly variable.
20. **BGL4** grade, consisting of leaf that is,
  - (a) in lemon colour with green veins and shoulders ; and
  - (b) of fair quality, having the following characteristics :
    - i. Fair texture.
    - ii. Medium body, some variation in size.
    - iii. Fair finish.
    - iv. Slightly variable.
21. **BGL5** grade, consisting of leaf that is,
  - (a) in lemon and light green colour ; and
  - (b) of common quality, having the following characteristics :
    - i. Fairly poor texture.
    - ii. Medium body, some variation in size.
    - iii. Fairly poor finish.
    - iv. Variable.
22. **BGL6** grade, consisting of leaf that is,
  - (a) in lemon green colour ; and
  - (b) of poor quality, having the following characteristics :
    - i. Poor texture.
    - ii. Medium body.
    - iii. Poor finish.
    - iv. Quite variable.
23. **BGF3** grade, consisting of leaf that is,
  - (a) in dark orange and light mahogany colours with light green veins ; and
  - (b) of good quality, having the following characteristics :
    - i. Fairly smooth and fairly good texture.
    - ii. Medium body and size.
    - iii. Good finish.
    - iv. Slightly variable.



24. **BGF4** grade, consisting of leaf that is,
- (a) in dark orange and light mahogany colours with green veins; and
  - (b) of fair quality, having the following characteristics:
    - i. Fair texture.
    - ii. Medium to heavy body, some variation in size.
    - iii. Fair finish.
    - iv. Slightly variable.
25. **BGF5** grade, consisting of leaf that is,
- (a) in variable shades of dark orange and mahogany colours with heavy green veins and shoulders; and
  - (b) of common quality, having the following characteristics:
    - i. Coarse texture.
    - ii. Medium to heavy body, some variation in size.
    - iii. Fairly poor finish.
    - iv. Variable.
26. **BGF6** grade, consisting of leaf that is,
- (a) in dark colours with considerable amount of green colour; and
  - (b) of poor quality, having the following characteristics:
    - i. Very coarse texture.
    - ii. Medium to heavy body.
    - iii. Poor finish.
    - iv. Quite variable.
27. **BCR** grade, consisting of leaf that is cherry red in colour.
28. **CL1** grade, consisting of cutters that are,
- (a) in lemon colour; and
  - (b) of choice quality, having the following characteristics:
    - i. Thoroughly ripe.
    - ii. Very silky and fine texture.
    - iii. Thin body and medium size.
    - iv. True finish.
    - v. Uniform.
    - vi. Blending fibres.
29. **CL2** grade, consisting of cutters that are,
- (a) in lemon and light orange colours; and
  - (b) of fine quality, having the following characteristics:
    - i. Ripe.
    - ii. Silky and fairly fine texture.
    - iii. Thin body and medium size.
    - iv. Fairly true finish.
    - v. Fairly uniform.
30. **CL3** grade, consisting of cutters that are,
- (a) in lemon and light orange colours; and
  - (b) of good quality, having the following characteristics:
    - i. Ripe.
    - ii. Soft and fairly good texture.
    - iii. Thin body and medium size.
    - iv. Good finish.
    - v. Slightly variable.
31. **CL4** grade, consisting of cutters that are,
- (a) in lemon and light orange colours of fairly true colour shade; and
  - (b) of fair quality, having the following characteristics:
    - i. Fairly ripe.
    - ii. Smooth and fair texture.
    - iii. Thin body, some variation in size.
    - iv. Fair finish.
    - v. Slightly variable.
32. **CL5** grade, consisting of cutters that are,
- (a) in variable shades of lemon and light orange colours; and

- (b) of common quality, having the following characteristics:
- i. Fairly ripe.
  - ii. Fairly poor texture.
  - iii. Thin body, some variation in size.
  - iv. Fairly poor finish.
  - v. Variable.
33. **CL6** grade, consisting of cutters that are,
- (a) in variable shades of lemon and light orange colours; and
- (b) of poor quality and having the following characteristics:
- i. Fairly ripe.
  - ii. Poor texture.
  - iii. Thin body.
  - iv. Poor finish.
  - v. Quite variable.
34. **CF2** grade, consisting of cutters that are,
- (a) in medium and dark orange colours; and
- (b) of fine quality, having the following characteristics:
- i. Ripe.
  - ii. Silky and fairly fine texture.
  - iii. Thin body and medium size.
  - iv. Fairly true finish.
  - v. Fairly uniform.
35. **CF3** grade, consisting of cutters that are,
- (a) in medium and dark orange colours; and
- (b) of good quality and having the following characteristics:
- i. Ripe.
  - ii. Soft and fairly good texture.
  - iii. Thin body and medium size.
  - iv. Good finish.
  - v. Slightly variable.
36. **CF4** grade, consisting of cutters that are,
- (a) in dark orange colour; and
- (b) of fair quality, having the following characteristics:
- i. Ripe.
  - ii. Smooth and fair texture.
  - iii. Thin body, some variation in size.
  - iv. Fair finish.
  - v. Slightly variable.
37. **CF5** grade, consisting of cutters that are,
- (a) in variable shades of dark orange and light mahogany colours; and
- (b) of common quality, having the following characteristics:
- i. Fairly ripe.
  - ii. Fairly poor texture.
  - iii. Thin body, some variation in size.
  - iv. Fairly poor finish.
  - v. Variable.
38. **CF6** grade, consisting of cutters that are,
- (a) in variable shades of dark orange and light mahogany colours; and
- (b) of poor quality, having the following characteristics:
- i. Fairly ripe.
  - ii. Poor texture.
  - iii. Thin body.
  - iv. Poor finish.
  - v. Variable.
39. **CK4** grade, consisting of cutters that are,
- (a) in shades of grey colour; and
- (b) of fair quality, having the following characteristics:
- i. Ripe.
  - ii. Soft and fairly good texture.
  - iii. Thin body and medium size.

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| <p>iv. Good finish.</p> <p>v. Slightly variable.</p> <p>40. <b>CK5</b> grade, consisting of cutters that are,</p> <p>(a) in shades of grey colour; and</p> <p>(b) of common quality, having the following characteristics:</p> <p>i. Fairly ripe.</p> <p>ii. Fairly poor texture.</p> <p>iii. Thin body, some variation in size.</p> <p>iv. Fairly poor finish.</p> <p>v. Variable.</p> <p>41. <b>CK6</b> grade, consisting of cutters that are,</p> <p>(a) in shades of grey colour; and</p> <p>(b) of poor quality, having the following characteristics:</p> <p>i. Fairly ripe.</p> <p>ii. Poor texture.</p> <p>iii. Thin body.</p> <p>iv. Poor finish.</p> <p>v. Variable.</p> <p>42. <b>CGL3</b> grade, consisting of cutters that are,</p> <p>(a) in lemon colour with light green veins; and</p> <p>(b) of good quality, having the following characteristics:</p> <p>i. Soft and fairly good texture.</p> <p>ii. Thin body and medium size.</p> <p>iii. Good finish.</p> <p>iv. Slightly variable.</p> <p>43. <b>CGL4</b> grade, consisting of cutters that are,</p> <p>(a) in lemon and orange colours with green veins and shoulders; and</p> <p>(b) of fair quality, having the following characteristics:</p> <p>i. Smooth and fair texture.</p> <p>ii. Thin body, some variation in size.</p> | <p>iii. Fair finish.</p> <p>iv. Slightly variable.</p> <p>44. <b>CGL5</b> grade, consisting of cutters that are,</p> <p>(a) in lemon and orange colours with a green cast; and</p> <p>(b) of common quality, having the following characteristics:</p> <p>i. Fairly poor texture.</p> <p>ii. Thin body, some variation in size.</p> <p>iii. Fairly poor finish.</p> <p>iv. Variable.</p> <p>45. <b>CGL6</b> grade, consisting of cutters that are,</p> <p>(a) in lemon green colour of pale shades; and</p> <p>(b) of poor quality, having the following characteristics:</p> <p>i. Immature.</p> <p>ii. Poor texture.</p> <p>iii. Poor finish.</p> <p>iv. Quite variable.</p> <p>46. <b>CGF4</b> grade consisting of cutters that are,</p> <p>(a) in dark orange colour with green veins; and</p> <p>(b) of fair quality, having the following characteristics:</p> <p>i. Fair texture.</p> <p>ii. Thin body, some variation in size.</p> <p>iii. Fair finish.</p> <p>iv. Slightly variable.</p> <p>47. <b>CGF5</b> grade, consisting of cutters that are,</p> <p>(a) in variable shades of dark orange and light mahogany colours with heavy green veins and shoulders; and</p> <p>(b) of common quality, having the following characteristics:</p> <p>i. Fairly poor texture.</p> <p>ii. Thin body, some variation in size.</p> |
|--|--|

- iii. Fairly poor finish.
  - iv. Variable.
48. **CGF6** grade, consisting of cutters that are,
- (a) in variable shades of dark orange and light mahogany colours with considerable amount of green colour; and
  - (b) of poor quality, having the following characteristics:
    - i. Immature.
    - ii. Poor texture.
    - iii. Thin body.
    - iv. Poor finish.
    - v. Variable.
49. **CCR** grade, consisting of cutters that are cherry red in colour.
50. **XL2** grade, consisting of lugs that are,
- (a) in lemon to light orange colours; and
  - (b) of fine quality, having the following characteristics:
    - i. Ripe.
    - ii. Smooth and good texture.
    - iii. Thin to medium body.
    - iv. True finish.
    - v. Uniform and sound.
    - vi. Grainy with open weave.
51. **XL3** grade, consisting of lugs that are,
- (a) in lemon to light orange colours; and
  - (b) of good quality, having the following characteristics:
    - i. Ripe.
    - ii. Fairly good texture.
    - iii. Thin to medium body.
    - iv. Good finish.
    - v. Slightly variable.
52. **XL4** grade, consisting of lugs that are,
- (a) in lemon and light orange colours; and
  - (b) of fair quality, having the following characteristics:
    - i. Fairly ripe.
    - ii. Fair texture.
    - iii. Thin to medium body.
    - iv. Fair finish.
    - v. Slightly variable.
53. **XL5** grade, consisting of lugs that are,
- (a) in light orange colour but may have dusky colour shades; and
  - (b) of common quality, having the following characteristics:
    - i. Fairly ripe.
    - ii. Fairly poor texture.
    - iii. Thin to medium body.
    - iv. Fairly poor finish.
    - v. Variable and may be trashy.
54. **XL6** grade, consisting of lugs that are,
- (a) in orange colour having dusky shades; and
  - (b) of poor quality, having the following characteristics:
    - i. Fairly ripe.
    - ii. Poor texture.
    - iii. Thin body.
    - iv. Poor finish.
    - v. Quite variable and may be very trashy.
55. **XF3** grade, consisting of lugs that are,
- (a) in dark orange colour; and
  - (b) of good quality, having the following characteristics:
    - i. Ripe.
    - ii. Fairly good texture.

- iii. Thin to medium body.
  - iv. Good finish.
  - v. Slightly variable.
56. **XF4** grade, consisting of lugs that are,
- (a) in dark orange colour; and
  - (b) of fair quality, having the following characteristics:
    - i. Fairly ripe.
    - ii. Fair texture.
    - iii. Thin to medium body.
    - iv. Fair finish.
    - v. Slightly variable.
57. **XF5** grade, consisting of lugs that are,
- (a) in dark orange and dusky colours; and
  - (b) of common quality, having the following characteristics:
    - i. Fairly ripe.
    - ii. Fairly poor texture.
    - iii. Thin to medium body.
    - iv. Fairly poor finish.
    - v. Variable and may be fairly trashy.
58. **XF6** grade, consisting of lugs that are,
- (a) in dark orange and dusky colours; and
  - (b) of poor quality, having the following characteristics:
    - i. Fairly ripe.
    - ii. Poor texture.
    - iii. Thin body.
    - iv. Poor finish.
    - v. Quite variable and may be very trashy.
59. **XK4** grade, consisting of lugs that are,
- (a) in shades of grey colour; and
  - (b) of fair quality, having the following characteristics:
    - i. Fairly ripe.
    - ii. Fair texture.
    - iii. Thin to medium body.
    - iv. Fair finish.
    - v. Slightly variable.
60. **XK5** grade, consisting of lugs that are,
- (a) in shades of grey colour; and
  - (b) of common quality, having the following characteristics:
    - i. Fairly ripe.
    - ii. Fairly poor texture.
    - iii. Thin to medium body.
    - iv. Fairly poor finish.
    - v. Variable and may be fairly trashy.
61. **XK6** grade, consisting of lugs that are,
- (a) in shades of grey colour; and
  - (b) of poor quality, having the following characteristics:
    - i. Fairly ripe.
    - ii. Poor texture.
    - iii. Thin body.
    - iv. Poor finish.
    - v. Quite variable and may be very trashy.
62. **XGL5** grade, consisting of lugs that are,
- (a) in lemon and light orange colours with a green cast; and
  - (b) of common quality, having the following characteristics:
    - i. Fairly poor texture.
    - ii. Thin to medium body.
    - iii. Fairly poor finish.
    - iv. Variable and may be trashy.
63. **XGL6** grade, consisting of lugs that are,
- (a) in orange colour with a green cast; and



- (b) of poor quality, having the following characteristics:
- i. Poor texture.
  - ii. Thin body.
  - iii. Poor finish.
  - iv. Quite variable and may be very trashy.
64. **XCR** grade consisting of lugs that are cherry red in colour.
65. **NDL** grade, consisting of nondescript that is,
- (a) in light colour; and
  - (b) of a quality not meeting the requirements of BL6, CL6 or XL6 grades.
66. **NDF** grade, consisting of nondescript that is,
- (a) in dark colours; and
  - (b) of a quality not meeting the requirements of BF6, CF6 or XF6 grades.
67. **NDM** grade, consisting of nondescript that is,
- (a) in dark mahogany colours; and
  - (b) of a quality not meeting the requirements of BM6 grade.
68. **NDK** grade, consisting of nondescript that is,
- (a) in grey shades; and
  - (b) of a quality not meeting the requirements of BK6, CK6 or XK6 grades.
69. **NDG** grade, consisting of nondescript that is,
- (a) in green shades; and
  - (b) of a quality not meeting the requirements of BGF6 or CGF6 grades.

R.R.O. 1970, Reg. 292, s. 8.



## REGULATION 329

### under the Farm Products Grades and Sales Act

#### FRUIT—CONTROLLED-ATMOSPHERE STORAGE

##### 1. In this Regulation,

- (a) “Director” means the Director of the Farm Products Quality Branch of the Ministry of Agriculture and Food;
- (b) “mechanical sealing” means the closing and sealing of the loading door of a compartment in a controlled-atmosphere storage plant by the operator so as to be sufficiently air-tight for the purpose of controlled-atmosphere storage;
- (c) “official seal” means a seal provided by an inspector and affixed by him to the loading door of a compartment in a controlled-atmosphere storage plant so that the door cannot thereafter be opened without breaking the official seal;
- (d) “operator” means an operator of a controlled-atmosphere storage plant. O. Reg. 951/75, s. 1, *revised*.

##### 2.—(1) An application for a licence or a renewal of a licence as,

- (a) an operator; or
- (b) a packer of controlled-atmosphere fruit,

shall be made to the Director in Form 1.

##### (2) A licence as,

- (a) an operator; or
- (b) a packer of controlled-atmosphere fruit,

shall be in Form 2.

(3) A licence in Form 2 expires with the 31st day of August next following the date on which the licence is issued.

##### (4) The annual fee for a licence in Form 2 is,

- (a) for an operator, \$15; and
- (b) for a packer, \$2. O. Reg. 659/80, s. 1, *part*.

3.—(1) Subject to section 4, a licence as an operator in Form 2 is issued upon condition that, where apples are stored as controlled-atmosphere fruit, the operator,

- (a) notifies the Farm Products Quality Branch of the Ministry of Agriculture and Food within 120 hours of every mechanical sealing;
- (b) controls the oxygen content of the air in each sealed compartment at not more than 5 per cent within 480 hours after the time of mechanical sealing;
- (c) maintains during storage an oxygen content of not more than 5 per cent in each compartment in which fruit is stored for a storage period of at least ninety consecutive days;
- (d) does not at any time break or permit to be broken an official seal other than where,
  - (i) he has first obtained the permission of an inspector to break the seal in order that necessary major repairs to the equipment or structure of the compartment may be made, or
  - (ii) he has first obtained the permission of an inspector and the storage period referred to in clause (c) has been completed;
- (e) maintains on a form to be provided by the Director, an accurate daily record of the atmosphere in respect of each compartment in which fruit is stored;
- (f) keeps a record of the capacity of each compartment, the identification of each lot of fruit, and the quantity of each lot of fruit in storage;
- (g) allows inspection of all records pertaining to the stored fruit at all reasonable times by the owner of the fruit or his agent or an inspector; and
- (h) marks immediately on each container of controlled-atmosphere fruit removed from a sealed compartment for delivery to a licensed packer,
  - (i) the words “controlled atmosphere” immediately preceding the name of the kind of fruit, and
  - (ii) the number of his licence as an operator in Form 2. O. Reg. 951/75, s. 4 (1); O. Reg. 778/79, s. 1 (1, 2).

(2) Where an operator has complied with clause (1) (b) with respect to any compartment, an official seal shall be affixed to the loading door of the compartment. O. Reg. 951/75, s. 4 (2).

(3) An inspector may require that an operator carry out adjustments to the mechanical sealing of a compartment in order to affix the official seal. O. Reg. 778/79, s. 1 (3).

4. Where it is necessary to make major repairs to the equipment or structure of a compartment in which fruit is stored, the oxygen content of the compartment may exceed 5 per cent for a period of not more than 240 hours if,

- (a) the operator forthwith notifies the Farm Products Quality Branch of the Ministry of Agriculture and Food that the oxygen content of the compartment exceeds 5 per cent;
- (b) the oxygen content of the compartment does not exceed 5 per cent for a period of at least ninety non-consecutive days; and
- (c) the total storage time commencing with the time of compliance with clause 3 (1) (b) is not less than 100 consecutive days. O. Reg. 951/75, s. 5; O. Reg. 778/79, s. 2.

5. Where the holder of a licence in Form 2 repacks controlled-atmosphere fruit, he may mark immediately on each container into which he repacks the fruit,

- (a) the words "controlled-atmosphere" or the designation "C.A." or any other words or designation indicating that the fruit is controlled-atmosphere fruit immediately preceding the name of the kind of fruit; and
- (b) the number of his licence. O. Reg. 659/80, s. 2.

6.—(1) No person other than the holder of a licence in Form 2 shall mark on, or display with, any container of fruit the words "controlled-atmosphere" or the designation "C.A." or any other words or designation indicating that the fruit is controlled-atmosphere fruit.

(2) No holder of a licence in Form 2 shall mark on any container of fruit the words "controlled-atmosphere" or the designation "C.A." or any other words or designation indicating that the fruit is controlled-atmosphere fruit unless the fruit was stored under the conditions of licensing mentioned in section 3.

(3) No holder of a licence in Form 2 shall mark on a container of controlled-atmosphere fruit in conjunction with the words "controlled-atmosphere" or the designation "C.A." or any other words or designation indicating that the fruit is controlled-atmosphere fruit, a number other than the number of his licence. O. Reg. 659/80, s. 3.

7. Marks on a container of controlled-atmosphere fruit shall be legible and the letters and figures shall be at least one-quarter of an inch in height and shall be printed, stamped or stencilled,

- (a) on the container;
- (b) on a tag attached to the container; or
- (c) in the case of a transparent container, on paper that is placed within the container in such manner that the marks are plainly legible through the container. O. Reg. 951/75, s. 8.

8.—(1) A person who commences or continues to engage in the operation of a controlled-atmosphere storage plant for fruit, other than apples, is exempt from subsection 12 (1) of the Act and this Regulation respecting such other fruit.

(2) A person who commences or continues to engage in the packing or repacking of controlled-atmosphere fruit, other than apples, is exempt from subsection 12 (2) of the Act and this Regulation respecting such other fruit. O. Reg. 951/75, s. 9.

Form 1

*Farm Products Grades and Sales Act*

APPLICATION FOR A LICENCE

AS AN OPERATOR OF  
A CONTROLLED-ATMOSPHERE  
STORAGE PLANT OR AS A PACKER OF  
CONTROLLED-ATMOSPHERE FRUIT

To: The Director,  
Farm Products Quality Branch,  
Ministry of Agriculture and Food

The undersigned applies to the Director, Farm Products Quality Branch, for a licence as

- ( ) AN OPERATOR OF A CONTROLLED-ATMOSPHERE STORAGE PLANT, or as
- ( ) A PACKER OF CONTROLLED-ATMOSPHERE FRUIT.

(Please mark class of licence applied for)

- 1. ....  
(name of applicant and business name, if any, under which applicant operates—please type or print plainly)
- 2. Address of Applicant .....  
(street and number)

.....  
(city, town or village) (postal code)

3. Telephone Number .....  
(area code)  
(business telephone no.)

4. List the name and address of each member of a  
partnership. (if necessary use reverse side).

The undersigned undertakes to furnish to the Director,  
Farm Products Quality Branch, details of any changes  
from the facts given in this application within 15 days of  
the date the changes are made.

Dated at .....  
this.....day of .....  
19.....

.....  
(signature of applicant)

By: .....  
(title of official signing if a corporation)

O. Reg. 659/80, s. 4.

Form 2

Farm Products Grades and Sales Act

Under the *Farm Products Grades and Sales Act* and  
the regulations, and subject to the limitations thereof,  
this licence is issued to

.....  
(name)

.....  
(address)

as  
( ) an operator of a controlled-atmosphere storage  
plant

( ) a packer of controlled-atmosphere fruit

This licence expires with the 31st day of August,  
19.....

Dated at Toronto, this....day of .....  
19.....

.....  
(Director)

O. Reg. 659/80, s. 5.





## REGULATION 330

### under the Farm Products Grades and Sales Act

#### GRADES FOR BEEF CARCASSES

##### 1. In this Regulation,

- (a) "brand" means an imprint described in Schedule 2;
- (b) "carcass" means a carcass of beef but does not include,
  - (i) the hide,
  - (ii) that portion of the head and neck forward of the first cervical joint,
  - (iii) that part of the fore-shank below the knee joint and that part of the hind-shank below the hock joint,
  - (iv) the alimentary canal, liver, kidneys, spleen, genital tract and genitalia, mammary system, heart and lungs,
  - (v) the membranous portion of the diaphragm and pillar of the diaphragm,
  - (vi) the spinal cord,
  - (vii) channel fat, kidney fat, pelvic fat, heart fat, cod fat and udder fat,
  - (viii) the tail posterior to the first coccygeal vertebra, or
  - (ix) any portion of the carcass the removal of which is required under the *Meat Inspection Act* (Canada) or the *Meat Inspection Act (Ontario)* or any regulations made thereunder;
- (c) "carcass of beef" means the carcass of an animal of the bovine species that has been slaughtered and dressed as beef;
- (d) "Commissioner" means the Live Stock Commissioner;
- (e) "district supervisor" means a District Supervisor of the Livestock Division of the Department of Agriculture of Canada;
- (f) "establishment" means any establishment registered under the *Meat Inspection Act* (Canada), the *Beef Carcass Grading Regulations* under the *Canada Agricultural Products Standards Act* or the *Meat Inspection Act (Ontario)*;
- (g) "grader" means a grader assigned to an establishment for the purpose of grading carcasses;
- (h) "inspector" means an inspector appointed under the Act;
- (i) "knife-ribbed" means to cut the side of a carcass midway between the eleventh and twelfth ribs, beginning at the backbone, continuing towards the plate side and severing the costal cartillages but not severing the backbone;
- (j) "operator" means a person operating an establishment. O. Reg. 804/75, s. 1.

##### 2. Carcasses are designated as farm products. O. Reg. 804/75, s. 2.

##### 3. The following grade names for carcasses and the grades and standards therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

1. Canada A1.
2. Canada A2.
3. Canada A3.
4. Canada A4.
5. Canada B1.
6. Canada B2.
7. Canada B3.
8. Canada B4.
9. Canada C1.
10. Canada C2.
11. Canada D1.
12. Canada D2.
13. Canada D3.
14. Canada D4.
15. Canada E. O. Reg. 804/75, s. 3.

##### 4.—(1) No carcass shall be graded,

- (a) by a person other than a grader;

- (b) at a place other than an establishment;
- (c) unless the grader is provided with a sufficient number of efficient helpers to assist him in his duties;
- (d) if the grader is of the opinion that he does not have freedom from interference in carrying out his duties;
- (e) unless the carcass is from an animal slaughtered in the establishment where it is to be graded; and
- (f) unless the carcass is knife-ribbed to permit the taking of fat measurements and visual quality and quantity assessments of the *Longissimus dorsi* muscle area.

(2) A grader is not required to grade a carcass unless it is presented to him for grading during reasonable hours mutually agreed upon between the operator and the district supervisor. O. Reg. 804/75, s. 4.

5.—(1) No carcass shall be considered graded unless it bears a grade stamp in the shape and size set out in Schedule 1 that has been applied by a grader indicating the applicable grade name for that carcass.

(2) No grade stamp shall be applied to a carcass unless the carcass bears the inspection legend required by the regulations made under the *Meat Inspection Act* (Canada) or the *Meat Inspection Act* (Ontario).

(3) An operator may require that a carcass classified as Canada A4, Canada B4 or Canada D4 be trimmed prior to the application of the brand.

(4) A carcass referred to in subsection (3) shall be grade stamped after trimming with the same grade name as was assigned to that carcass prior to trimming.

(5) The grade stamp shall be applied in brown ink. O. Reg. 804/75, s. 5.

6.—(1) Subject to subsection (2), brands in a continuous strip in the form set out in Schedule 2, bearing the grade name indicated on the grade stamp applied pursuant to this Regulation, shall be applied to each carcass by the operator at the time of grading under the general supervision of a grader.

(2) A carcass to which the grade stamp was applied after trimming shall be branded after trimming. O. Reg. 804/75, s. 6.

7. No person other than an operator shall apply a brand to a graded carcass. O. Reg. 804/75, s. 7.

8.—(1) Brands shall be applied in accordance with the instructions of a grader on the outside surface of the carcass in,

- (a) two strips each extending the full length of the carcass and located along,
  - (i) the dorsal side of the carcass, adjacent to the chine bone, and over each primal cut, including the short hip, steak piece, short loin, rib and chuck, and
  - (ii) the ventral side of the carcass over the flank, plate and brisket point; and
- (b) one strip across the lower portion of the chuck and brisket.

(2) Brands shall be applied in ink that has been approved by the Commissioner.

(3) Brands bearing a grade name set out in Column 1 of an item of the Table shall be in the colour set out in Column II of that item.

TABLE

ITEM	COLUMN I	COLUMN II
	GRADES	COLOURS
1.	Canada A1.	Red
2.	Canada A2.	Red
3.	Canada A3.	Red
4.	Canada A4.	Red
5.	Canada B1.	Blue
6.	Canada B2.	Blue
7.	Canada B3.	Blue
8.	Canada B4.	Blue
9.	Canada C1.	Brown
10.	Canada C2.	Brown
11.	All other grade names for carcasses	Black

O. Reg. 804/75, s. 8.

9. Stamps bearing the name of a retailer or wholesaler and a date may be applied on a carcass if the stamps,

- (a) are in brown ink or a colour of ink corresponding to the colour of ink on the brand stamp that has been applied to the carcass;

- (b) do not exceed three inches in height or width;
  - (c) are not in more than one place on each primal cut; and
  - (d) are not in contact with the grader's stamp.
- O. Reg. 804/75, s. 9.

**10.** Where a grader has graded a carcass he may, at the request of any consignor or his agent, issue a grade certificate for any carcass or carcasses graded by him at an establishment, if the consignor or agent,

- (a) has placed on each of the animals to be carcass graded distinct and specific identification approved by the Commissioner that has been transferred to or otherwise appears on the carcass of such animal; and
- (b) has completed and filed with the grader at the establishment at the time of delivery of the animal or lot of animals, as the case may be, to the operator of the establishment, a manifest in a form prescribed by the Commissioner. O. Reg. 804/75, s. 10.

**11.—(1)** Where an inspector detains a carcass, he shall place thereon a tag indicating that the carcass is under detention.

(2) Except as authorized by an inspector, no person shall remove from a carcass a tag placed thereon by an inspector pursuant to this section. O. Reg. 804/75, s. 11.

**12.—(1)** No person shall sell, offer for sale or have in possession for sale any carcass that is marked or stamped unless it has been marked or stamped in accordance with the Act and this Regulation.

(2) No person shall apply to a carcass an impression, mark or stamp of any kind that is not a brand or a grade and that might be construed as a brand or a grade stamp. O. Reg. 804/75, s. 12.

**13.** No person shall in any advertisement offering the whole or any part of a carcass of beef for sale,

- (a) make any statement that is untrue, deceptive, misleading or that is likely to deceive or mislead any person; or
- (b) use any words that resemble a grade name or that may be mistaken by any person for a grade name other than a grade name applied to the carcass of beef under this Regulation. O. Reg. 804/75, s. 13.

### Schedule 1

#### GRADE STAMP

Dimensions: One inch square.



O. Reg. 804/75, Sched. 1.

### Schedule 2

#### BEEF BRAND

**1.** Form a brand in a continuous strip required to show grade names on carcasses,

CANADA  
A1

CANADA  
A1

CANADA  
A1

CANADA  
A1

**2.—(1)** The width of the brand shall be one and three-eighths of an inch and no word shall exceed that length.

(2) All letters in the grade name shall be block capitals (Gothic) and shall be at least five-sixteenths of an inch in height. O. Reg. 804/75, Sched. 2.





## REGULATION 331

under the Farm Products Grades and Sales Act

### CHRISTMAS TREES—GRADES

#### INTERPRETATION

1. In this Regulation,

(a) “candlestick taper” means that a Christmas tree forms a cone the base of which is less than 40 per cent of its height as viewed from the best face of the tree;

(b) “Christmas tree” means a tree, whether sheared or unsheared, that is,

(i) sold, offered for sale or intended to be sold severed from its root system and with its bark, branches and foliage mainly intact, and

(ii) of the coniferous species, including but not limited to,

(A) Douglas fir (*Pseudotsuga Menziesii*),

(B) Balsam fir (*Abies balsamea*),

(C) Black spruce (*Picea mariana*),

(D) White spruce (*Picea glauca*),

(E) Scotch pine (*Pinus sylvestris*),

(F) Norway spruce (*Picea excelsa*),

(G) Red Pine (*Pinus resinosa*), and

(H) Red spruce (*Picea rubens*);

(c) “clean” means almost entirely free from moss, lichen growth, vines or other foreign material which detracts from the appearance of the Christmas tree;

(d) “crow’s nest” means a cluster of short branches forming a compact nest type of whorl arrangement;

(e) “curved stem” means a bend in the stem of a Christmas tree that affects the appearance and balance of the tree;

(f) “defects” includes one or more of the following conditions or any variation thereof:

1. A decided gap or abnormal space between whorls of branches.

2. Unduly long branches.

3. Excessively uneven density in any face.

4. Weak branches.

5. Broken branches.

6. A lower whorl which is barren of needles or branches.

7. An opening in the foliage of considerable size caused by a lack of branches or foliage.

8. A stem whose length above the top whorl of branches is excessively long in relation to the overall height of the Christmas tree.

9. An incomplete whorl of branches.

10. A handle which is not proportionate to the height of the Christmas tree.

11. A curved stem.

12. Multiple stems, either above or below the top whorl of branches.

13. A crow’s nest.

14. A goose neck.

15. Galls on the branches in noticeable quantity.

16. An abnormal loss of needles.

17. An abnormal curling of needles.

18. A noticeable presence of dead twigs;

(g) “density” means density of foliage;

(h) “Director” means the Director of the Farm Products Quality Branch of the Ministry of Agriculture and Food;

(i) “face” means the surface area of a Christmas tree lying within 45 degrees, measured radially from and perpendicular to the stem, on either side of a straight centre

line connecting the vertex of the cone formed by the tree and the circumference of the base of the cone;

- (j) "fairly clean" means moderately free from moss, lichen growth, vines or other foreign material which detracts from the appearance of the Christmas tree;
- (k) "flaring taper" means that a Christmas tree, other than of the genus *pinus*, forms a cone the base of which is more than 70 per cent of its height or, in the case of a Christmas tree of the genus *pinus*, forms a cone the base of which is more than 80 per cent of its height as viewed from the best face of the tree;
- (l) "fresh" means that the needles are pliable and generally firmly attached with not more than slight shattering at room temperature;
- (m) "goose neck" means a stem that has a greater distance than usual between two whorls of branches;
- (n) "handle" means that portion of the stem between the butt or base of a Christmas tree and the lowest complete whorl of foliated branches;
- (o) "healthy" means fresh and natural in appearance;
- (p) "height" means the distance from the butt or base of a Christmas tree to the top of the tree;
- (q) "inspection" means inspection by an inspector appointed under the Act and "inspected" has a corresponding meaning;
- (r) "normal taper" means that a Christmas tree, other than of the genus *pinus*, forms a cone, the base of which is more than 40 per cent and less than 70 per cent of its height or, in the case of a Christmas tree of the genus *pinus*, forms a cone the base of which is more than 40 per cent and less than 80 per cent of its height as viewed from the best face of the tree;
- (s) "stem" means the trunk of a Christmas tree from the base or butt of the tree to the top of the tree;
- (t) "well trimmed" means that all barren branches below the first whorl of branches have been removed and the butt of the stem has been smoothly cut at approximately right angles to the stem. R.R.O. 1970, Reg. 290, s. 1.

2. Christmas trees are designated as farm products. R.R.O. 1970, Reg. 290, s. 2.

3. This Regulation applies to the grading and sale of Christmas trees in Ontario. R.R.O. 1970, Reg. 290, s. 3.

#### GENERAL

4.—(1) No person shall,

- (a) sell, offer for sale, advertise or represent any Christmas tree as having been graded unless such tree has been graded in accordance with this Regulation;
- (b) misrepresent the grade of any Christmas tree; or
- (c) attach any tag to a Christmas tree describing or relating to the grade of such Christmas tree unless the markings on such tag comply with this Regulation.

(2) No person shall sell or offer for sale any Christmas tree the handle of which measures less than one inch in length for every foot of the tree's height. R.R.O. 1970, Reg. 290, s. 4.

#### GRADING

5.—(1) Any person who is a grower of Christmas trees or who is in possession of Christmas trees may apply in Form 1 to the Director to have such trees inspected.

(2) Any person making application under subsection (1) shall submit such application to the Director prior to the 1st day of June in the year in which such person proposes to sell the Christmas trees.

(3) Any person making application under subsection (1) shall grade the Christmas trees prior to inspection and shall attach to each tree a grade tag in accordance with section 6 indicating the grade to which the tree conforms under section 13.

(4) For the purposes of grading Christmas trees, each Christmas tree shall be deemed to have four faces, the centre lines of which are at ninety degree intervals around the tree measured radially from and perpendicularly to the stem. R.R.O. 1970, Reg. 290, s. 5.

6.—(1) Every grade tag attached to a Christmas tree under subsection 5 (3) shall include,

- (a) the name and address of the person who applied for the inspection;
- (b) the grade of the tree; and
- (c) in the case of a tree imported from outside Canada, the country of origin.

(2) All letters and figures marked on a grade tag in accordance with subsection (1) shall be at least one-quarter of an inch in height. R.R.O. 1970, Reg. 290, s. 6.

INSPECTION

7. Upon receipt of an application in Form 1, the Director may cause the Christmas trees referred to in the application to be inspected. R.R.O. 1970, Reg. 290, s. 7.

8.—(1) For variations incidental to proper grading and handling, the tolerance set out in subsection (2) is permitted in any lot of Christmas trees at the time the trees are inspected.

(2) Ten per cent of the Christmas trees in a lot may be below the requirements for the grade marked on grade tags attached thereto but not more than 5 per cent shall be below the requirements for the grade next lower than that marked on the grade tags.

(3) In calculating the tolerance referred to in subsection (2), percentages shall be calculated on the basis of actual count using individual trees as the units.

(4) The tolerance referred to in subsection (2) does not apply to Christmas trees sold, offered for sale or advertised for sale at retail. R.R.O. 1970, Reg. 290, s. 8.

9.—(1) After every inspection the inspector shall complete an inspection certificate in Form 2.

(2) The inspector shall serve a copy of the inspection certificate upon the person who applied for the inspection by delivering it to him or by mailing it to him at the address shown on the application. R.R.O. 1970, Reg. 290, s. 9.

DETENTION

10.—(1) Where an inspector detains any Christmas tree or lot of trees he may attach thereto a numbered detention tag.

(2) No person shall, without the written authority of an inspector, sell, offer for sale, transport or cause to be transported any Christmas tree or lot of trees that have been detained or remove any detention tag. R.R.O. 1970, Reg. 290, s. 10.

FEES

11. Where the services of an inspector are required for inspecting Christmas trees, the fees payable shall be at the cost of the services and the method of payment shall be determined by negotiation between the Director and the person who applied for the services. R.R.O. 1970, Reg. 290, s. 11.

GRADES FOR CHRISTMAS TREES

12.—(1) The grades for Christmas trees are as follows:

- 1. Ontario Premium, consisting of Christmas trees of any height that possess the characteristics typical of the species and that are fresh, clean, healthy, well trimmed, of not less than medium density, with normal taper and with each of the four faces free from defects.
- 2. Ontario No. 1 or Ontario Choice, consisting of Christmas trees of any height that possess the characteristics typical of the species and that are fresh, clean, healthy, well trimmed, of not less than medium density, with normal taper and with three faces free from defects.
- 3. Ontario Standard, consisting of Christmas trees of any height that possess the characteristics typical of the species and that are fresh, fairly clean, healthy, well trimmed, of not less than light density, with candlestick taper, normal taper or flaring taper and with two adjacent faces free from defects.

(2) Christmas trees that fail to meet the requirements of Ontario Premium, Ontario No. 1, Ontario Choice or Ontario Standard shall have affixed thereto grade tags bearing the words "Below Grading Standards". R.R.O. 1970, Reg. 290, s. 12.

Form 1

*Farm Products Grades and Sales Act*

APPLICATION FOR INSPECTION OF  
CHRISTMAS TREES

To: The Director,  
Farm Products Quality Branch,  
Ministry of Agriculture and Food,  
Legislative Buildings,  
Toronto.

.....  
(name of applicant)

.....  
(address)

makes application for inspection of.....  
(approximate

.....Christmas trees composed of  
number of trees)

.....located at.....  
(species) (location)

Dated at . . . . ., this . . . . . day of . . . . ., 19 . . . . .  
.....  
(signature of applicant)  
R.R.O. 1970, Reg. 290, Form 1.

Form 2

*Farm Products Grades and Sales Act*

CHRISTMAS TREE INSPECTION  
CERTIFICATE

I, .....  
(name of inspector)  
  
have inspected the Christmas trees referred to below,  
in accordance with the regulations respecting grades  
for Christmas trees made under the *Farm Products  
Grades and Sales Act*, and certify that such trees have

been graded in accordance with the said regulations to  
the tolerances set forth therein.  
  
Name of grower or person in possession . . . . .  
.....  
  
Address . . . . .  
  
Location of Christmas Trees . . . . .  
.....  
  
Species and approximate number of Christmas Trees :  
.....  
  
Dated at . . . . ., this . . . . . day of . . . . ., 19 . . . . .  
.....  
(signature of inspector)  
R.R.O. 1970, Reg. 290, Form 2.

## REGULATION 332

### under the Farm Products Grades and Sales Act

#### FRUIT AND VEGETABLES—GRADES

##### INTERPRETATION

#### 1. In this Regulation,

- (a) “aggregate area” means the total area under consideration if assembled into one circular area of the diameter specified;
- (b) “catchweight package” means any transparent package sold on a weight basis in which the produce is readily visible and which contains not more than three pounds net weight;
- (c) “clean” means not affected in appearance by dirt, dust, spray residue or other foreign material;
- (d) “closed package” means any package the contents of which cannot be satisfactorily inspected without removing the cover or other enclosing device;
- (e) “condition defect” means any defect that may develop in produce during storage or transit;
- (f) “diameter” means the greatest diameter at right angles to the longitudinal axis;
- (g) “Director” means the Director of the Farm Products Quality Branch of the Ministry;
- (h) “establishment” includes any plant, factory or premises where produce is canned, preserved or otherwise processed;
- (i) “fairly well formed” means that not less than one-half of the fruit is of the shape characteristic of the variety when fully mature and the remainder of the fruit deviates only slightly from the shape characteristic of the variety when fully mature;
- (j) “hand-picked” in respect of fruit means that the fruit shows no evidence of rough handling or of having been on the ground;
- (k) “inspection” means inspection by an inspector appointed under the Act and “inspected” has a corresponding meaning;
- (l) “inspection point” means any point or area at which an inspector attends;
- (m) “master container” means a container that is designed to hold more than one package of produce;
- (n) “mature” means that the produce has reached such stage of development as ensures completion of the ripening process;
- (o) “Ministry” means the Ministry of Agriculture and Food;
- (p) “package” means any receptacle, container, wrapper or confining band, but does not include foil wrap on individual potatoes or transparent film wrap on individual specimens of any other produce;
- (q) “processing” means canning or preserving fruit or vegetables, or manufacturing of products from fruit or vegetables by a processor;
- (r) “processor” means a person who cans or preserves fruit or vegetables or, by a continuous operation or series of operations, manufactures products from fruit or vegetables, but does not include a person who cans or preserves fruit or vegetables for consumption by himself or his household;
- (s) “produce” includes any fruit, vegetable or sweet corn that can be grown in Canada;
- (t) “properly packed” means that the produce is not slack, overpressed or otherwise in a condition likely to result in permanent damage during handling or in transit;
- (u) “sized” means that the fruit in a box or crate has a size range not in excess of one-quarter of an inch in diameter;
- (v) “smooth” means that the produce is not ridged, angular or indented;
- (w) “sound” means that the produce at the time of packing, loading or final shipping-point inspection is free from condition defects, including decay, breakdown, freezing injury, bitter pit, soft, shrivelled, water core, over-ripeness, brown core, corky core or other injury that may affect the keeping quality of the produce;



- (x) "stemless fruit" means any fruit that has no portion of the stem attached thereto and has no broken skin at the stem end;
- (y) "well formed" means that the produce has a shape characteristic of the variety;
- (z) "wrapper leaves" means leaves that do not closely enfold the compact portion of the head. O. Reg. 788/80, s. 1.

2. All fruit, vegetables and sweet corn that can be commercially grown in Canada are designated as farm products. O. Reg. 788/80, s. 2.

#### APPLICATION

3. This Regulation does not apply to,

- (a) produce not grown for the purpose of sale but grown for the sole purpose of producing seed; or
- (b) unharvested produce. O. Reg. 788/80, s. 3.

#### PART I

##### GENERAL

4. No person shall pack, transport, ship, advertise, sell or offer for sale any produce,

- (a) unless the produce is graded, packed and marked in accordance with the Act and this Regulation;
- (b) that is below the minimum grade for the produce;
- (c) if the faced or shown surface falsely represents the contents;
- (d) in a package, unless the package is properly filled and packed;
- (e) in a package that has been previously marked, unless the marks are completely removed or obliterated;
- (f) that is so immature or so diseased or otherwise affected as to be unfit for human consumption;
- (g) in a package that is damaged, stained, soiled, warped or otherwise deteriorated so as to materially affect the soundness, appearance or wholesomeness of the produce packed therein; or

- (h) that has been injured by insects or that shows evidence of any foreign substance in an amount injurious to public health. O. Reg. 788/80, s. 4.

5.—(1) Section 4 does not apply to the transportation of produce,

- (a) of any person for the purpose of use by himself and his household;
- (b) of a grower by him for the purpose of grading and packing, storing or processing; or
- (c) of any person (other than a grower who transports the produce for the purpose of grading, packing or processing) where the transporter supplies, upon request of an inspector, proof of the purpose for which the produce is transported.

(2) Section 4 does not apply to the sale of produce for processing. O. Reg. 788/80, s. 5.

6. No person shall misrepresent the class, variety, grade, size, size range, count, weight, measure, mark or marking, ownership, origin, storage records or conditions of storage of any produce. O. Reg. 788/80, s. 6.

7. No person shall, during the course of packing, warehousing or shipping of any farm product,

- (a) wilfully or carelessly damage the farm product;
- (b) handle the produce in such a manner that it is likely to deteriorate in quality;
- (c) expose the produce to any weather, or other conditions which are likely to result in damage to the produce; or
- (d) fail to comply with the recommendation and instructions of an inspector regarding the exposure of any produce to any conditions. O. Reg. 788/80, s. 7.

#### PART II

##### PACKAGES

8.—(1) Every package for produce shall be of the dimensions and capacities specified in Table 1 of section 9.

(2) Subsection (1) does not apply to,

- (a) produce for which there are no grades established under this Regulation;

- (b) produce sold or offered for sale in a package where the experimental use thereof has been authorized by the Director and the package is identified and used only in the manner authorized by the Director;

(c) produce, other than apples, beets, carrots, onions, parsnips and potatoes packed in bags and tomatoes packed in tubes, that is sold or offered for sale in catchweight packages; or

(d) produce under detention, or for which permission has been granted by an inspector for shipment or transportation for the purpose of
- packing in standard packages for sale.  
O. Reg. 788/80, s. 8.

9.—(1) No person shall sell or offer for sale at retail, asparagus, snap beans, beets without tops, carrots without tops, onions without tops, parsnips, forced rhubarb or tomatoes except by weight or in a package prescribed for vegetables by this Regulation.

(2) All produce may be packed in the packages described in Table 1.

(3) The dimensions in Tables 1 and 2 are inside measurements unless otherwise stated.

TABLE 1

Type of Package	Volume
Half pint	16.8 cubic inches
Pint	33.6 cubic inches
Quart	67.2 cubic inches
Baskets	2 quarts
"	4 quarts
"	6 quarts
"	8 quarts
"	11 quarts
Half bushel hamper	16 quarts
Bushel hamper	32 quarts
Half bushel box, Carton or Crate	1,110 cubic inches
Bushel box, Carton or Crate	2,220 cubic inches

(4) Fruit and vegetables of a kind referred to in Table 2 may be packed in the corresponding packages described in that Table.

TABLE 2

Item	Fruit or Vegetable	Type of Package	Size or Volume
1.	Apples	Apple Bags	3, 4, 5, 8, 10 pounds
		Shopping-type bags packed at point of retail sale	6, 8, 10, 20 pounds
		Standard apple box	18 in. × 11½ in. × 10½ in.

Item	Fruit or Vegetable	Type of Package		Size or Volume	
		Half box		16⅞ in. × 8⅝ in. × 7⅝ in.	
		Apple crates		17 in. × 13 in. × 11 in.	
		Tray carton		19¾ in. × 11½ in. × 5¾ in.	
		Carton or Crate		16⅞ in. × 11½ in. × 5¾ in. end piece with 4¾ in. side piece	
		Cell-pack		i. Apple cell-packs shall, in the case of cell-packs for elongated varieties of apples, including Delicious variety, have individual cells of the dimensions set out in columns II, III and IV for the number of apples, by count, contained in the cell-pack, set out opposite thereto in column I as follows:	
		Column I	Column II	Column III	Column IV
		Count	Length	Width	Depth
		60	3⅝ in.	3¾ in.	3⅝ in.
		72	3 <sup>7</sup> / <sub>16</sub> in.	3 <sup>3</sup> / <sub>16</sub> in.	3 <sup>7</sup> / <sub>16</sub> in.
		80	3 <sup>5</sup> / <sub>16</sub> in.	3 <sup>1</sup> / <sub>16</sub> in.	3 <sup>5</sup> / <sub>16</sub> in.
		96	3 <sup>1</sup> / <sub>16</sub> in.	2 <sup>7</sup> / <sub>8</sub> in.	3⅞ in.
		120	2 <sup>7</sup> / <sub>8</sub> in.	2 <sup>11</sup> / <sub>16</sub> in.	2 <sup>15</sup> / <sub>16</sub> in.
		140	2 <sup>11</sup> / <sub>16</sub> in.	2 <sup>9</sup> / <sub>16</sub> in.	2¾ in.
		160	2 <sup>9</sup> / <sub>16</sub> in.	2 <sup>7</sup> / <sub>16</sub> in.	2⅝ in.
		175	2 <sup>15</sup> / <sub>32</sub> in.	2 <sup>11</sup> / <sub>32</sub> in.	2½ in.
		200	2 <sup>11</sup> / <sub>32</sub> in.	2 <sup>9</sup> / <sub>32</sub> in.	2 <sup>7</sup> / <sub>16</sub> in.
		216	2 <sup>7</sup> / <sub>32</sub> in.	2 <sup>7</sup> / <sub>32</sub> in.	2⅜ in.
				ii. Apple cell-packs shall, in the case of cell-packs for round varieties of apples, including McIntosh, Spartan, Newton and Rome varieties, have individual cells of the dimensions set out in columns II, III and IV for the number of apples, by count, contained in the cell-packs, set out opposite thereto in column I as follows:	
		Column I	Column II	Column III	Column IV
		Count	Length	Width	Depth
		60	3 <sup>9</sup> / <sub>16</sub> in.	3¼ in.	3¾ in.
		72	3 <sup>7</sup> / <sub>16</sub> in.	3 <sup>1</sup> / <sub>16</sub> in.	3 <sup>9</sup> / <sub>16</sub> in.
		84	3¼ in.	2¾ in.	3 <sup>5</sup> / <sub>16</sub> in.
		96	3 <sup>3</sup> / <sub>16</sub> in.	2 <sup>11</sup> / <sub>16</sub> in.	3¼ in.
		120	2 <sup>15</sup> / <sub>16</sub> in.	2½ in.	3 in.
		140	2¾ in.	2 <sup>5</sup> / <sub>16</sub> in.	2 <sup>13</sup> / <sub>16</sub> in.
		160	2 <sup>9</sup> / <sub>16</sub> in.	2¼ in.	2 <sup>11</sup> / <sub>16</sub> in.
		180	2½ in.	2 <sup>3</sup> / <sub>16</sub> in.	2⅝ in.
		200	2⅜ in.	2 <sup>1</sup> / <sub>16</sub> in.	2½ in.
		216	2 <sup>3</sup> / <sub>16</sub> in.	2 in.	2 <sup>7</sup> / <sub>16</sub> in.

Item	Fruit or Vegetable	Type of Package	Size or Volume
2.	Beets	Bags, cartons, boxes or crates	1, 2, 3, 5, 10, 15, 25, 50, 75 and 100 pounds.
3.	Cabbage	Bags  Sound, suitable non-standard open containers.  Sound wire-bound crates.	40, 50 and 75 pounds
4.	Carrots	Bags, cartons, boxes or crates.	1, 2, 3, 5, 10, 15, 25, 50, 75 and 100 pounds
5.	Cauliflower	Sound suitable non-standard open containers.  Sound wire-bound crates.	
6.	Celery	Carton i. Regular celery  ii. Celery hearts	19½ in. × 16½ in. × 11 in.  20 in. × 14½ in. × 10 in.
7.	Cherries	Carton or crate   Basket	i. 15¾ in. x 15¾ in. x 4¾ in.  ii. 16¼ in. x 12 in. x 5¼ in.  2 litres
8.	Corn (Sweet)	Bag, carton, box or crate  Transparent packages	any multiple of ½ dozen ears  any number of ears up to a dozen
9.	Cucumbers	Regular type:  Crate  Cartons: i. Special  ii. 1 Dozen  iii. 2 Dozen  iv. King  v. Queen  vi. Prince  vii. Super King  Long Seedless Type:  Cartons: i. Small  ii. Medium  iii. Large  iv. Extra Large	16⅞ in. × 11½ in. × 4½ in.  14 in. × 9½ in. × 5 in. or 4½ in.  14¾ in. × 6¾ in. × 3¾ in.  16½ in. × 9 in. × 6¾ in.  16½ in. × 8½ in. × 6¼ in.  14¾ in. × 8½ in. × 6¼ in.  13¼ in. × 8¼ in. × 6¼ in.  16 in. × 11 in. × 9½ in.    13½ in. × 12½ in. × 4½ in.  15 in. × 12½ in. × 4½ in.  17 in. × 12½ in. × 4½ in.  19 in. × 12½ in. × 4½ in.
10.	Grapes	Basket	2 litres

Item	Fruit or Vegetable	Type of Package	Size or Volume			
11.	Head Lettuce	Cartons:  Sound, suitable non-standard open packages  Sound, wire-bound crates	19½ in. × 16½ in. × 11 in.  24 in. × 16½ in. × 11 in.			
12.	Onions	Cartons, boxes, crates or new bags  Transparent packages	1, 2, 3, 5, 10, 15, 25, 50, 75 and 100 pounds  2 or 3 “Jumbo” onions sold as a unit			
13.	Parsnips	Bags, cartons, boxes or crates	1, 2, 3, 5, 10, 15, 25, 50, 75 and 100 pounds			
14.	Peaches	Cartons or crates	16⅞ in. × 11½ in. × 5¾ in. end piece and 4¾ in. side piece			
		Boxes, cartons or crates	16⅞ in. × 11½ in. × 5¾ in. end piece and 3¾ in. side piece			
		Panta Pak	16¼ in. × 13½ in. × 6½ in.			
		Cell-Pak	Peach cell-packs shall have individual cells of the dimensions set out in columns II, III and IV for the number of peaches, by count, contained in the cell-pack, set out opposite thereto in column I as follows:			
			Column I	Column II	Column III	Column IV
15.	Pears		Count	Length	Width	Depth
			30	3⅛ in.	3 in.	3¼ in.
			36	3 in.	2⅛ in.	3⅝ in.
			40	2⅞ in.	2⅛ in.	3⅛ in.
			48	2⅞ in.	2⅞ in.	2⅝ in.
			56	2⅝ in.	2⅞ in.	2⅝ in.
			60	2⅞ in.	2⅞ in.	2⅝ in.
			70	2¼ in.	2¼ in.	2⅝ in.
		Pear Box	18 in. × 11½ in. × 8½ in.			
		Half Box	16⅞ in. × 8⅝ in. × 7⅝ in.			
		Carton or crate	16⅞ in. × 11½ in. × 5¾ in. end piece and 4¾ in. side piece			
		Pear carton	17 in. × 10¾ in. × 5 in.			
		Tray carton	19¾ in. × 12 in. × 11¾ in.			



Item	Fruit or Vegetable	Type of Package	Size or Volume
16.	Plums, Prunes	Boxes, cartons or crates	i. 18 in. x 11½ in. x 3¼ in. ii. 16½ in. x 13¾ in. x. 5¾ in. iii. 16½ in. x 11½ in. x 4¾ in. end piece and 3¾ in. side piece iv. 16½ in. x 10 in. x 3¾ in.—may have ½ in. cleat
		Baskets	2 litres
17.	Potatoes	Cartons, boxes, crates or new bags	1, 2, 3, 5, 10, 15, 20, 25, 50, 75 and 100 pounds
		Transparent packages	3 potatoes which are uniformly sized, foil wrapped and sold as a unit
18.	Rhubarb (Field)	Cartons	10 pounds
	(Forced)	Cartons	10 pounds
19.	Rutabagas	Bag, carton, box or crate	5, 10, 15, 25, 40, 50, 75, and 100 pounds
20.	Tomatoes	Cartons, boxes, crates or other packages	1, 2, 3, 5, 8, and 10 pounds and multiples of 5 pounds
		Tomato tubes	minimum net weight of 14 ounces
		Crates or lugs	16½ in. × 13½ in. × 6½ in.

O. Reg. 788/80, s. 9.

PART III

MARKINGS

10. Every person who packs, transports, ships, advertises, sells, offers for sale or has in possession for sale any produce in a package shall mark the package and master container with,

- (a) his initials, surname and address, and a firm or corporation shall mark the package with the firm or corporate name and address;
  - (b) the proper designation of the grade of the produce; and
  - (c) the kind of produce, when so packed that the kind of produce is not readily visible.
- O. Reg. 788/80, s. 10.

11.—(1) No person shall,

- (a) use any registered number or mark assigned to any other person or use any brand, stencil or label designating any other owner, packer or shipper;
- (b) alter or efface any marks on any package of produce except for the purpose of compliance with this Regulation; or
- (c) where a grade name is marked on a package, mark the package with any other words or markings in such a manner that the words or markings appear to be part of the grade name or are likely to be mistaken for part of the grade name unless the words or markings comply with this Regulation.

(2) Notwithstanding clause (1) (c),

- (a) where this Regulation requires that a package be marked to indicate the size of the produce therein, the markings indicating size shall be adjacent to the grade name;
- (b) where carrots have been washed prior to being packed, the additional designation "Washed" may be used in connection with any of the grades of carrots;
- (c) where onions have a minimum diameter of one and one-quarter inches and a maximum of one and three-quarter inches, the additional designation "Small" may be used in connection with Canada No. 1 Grade;
- (d) where onions have a minimum diameter of three inches the additional designation "Jumbo" may be used in connection with Canada No. 1 Grade; and
- (e) where rutabagas have been completely immersed in a wax solution, the additional designation "Waxed" may be used in connection with the grade of rutabagas. O. Reg. 788/80, s. 11.

12. Every person who packs, transports, ships, advertises, sells, offers for sale or has in possession for sale any produce in a package shall mark the package with,

- (a) in the case of produce imported from outside Canada and repacked within Canada, the words "Product of" followed by the name of the country of origin; and
- (b) in the case of produce grown within Canada, the words "Product of Canada" or "Product of" followed by the name of the province of origin. O. Reg. 788/80, s. 12; O. Reg. 901/80, s. 1.

13. No person shall sell, offer for sale or have in possession for sale at retail any produce unless a sign appears on the display stating,

- (a) "Product of" followed by the name of the country or Canadian province of origin;
- (b) where a grade is established under this Regulation, the grade of the produce;
- (c) the price per pound if sold by weight;
- (d) the variety for apples and pears; and
- (e) the word "sweet" or "hot" for peppers. O. Reg. 788/80, s. 13.

14. The country or Canadian province of origin, the grade of the produce, and the measure, weight or size of the package shall be declared in every advertisement respecting any produce by the use of the words "Product

of" followed by the name of the country or Canadian province of origin, as the case may be. O. Reg. 788/80, s. 14.

15. Where this Regulation requires that a package, a retail display sign, or an advertisement marked with a grade designation and the country or province of origin, the country or province of origin markings shall be located immediately above, beside or below the grade name and in the same size of lettering as the grade name. O. Reg. 788/80, s. 15.

16. Size marks for produce packed in packages shall include,

- (a) for sweet corn the word "Small" where if the ears have, when measured lengthwise, a minimum of four inches and a maximum of six inches of edible corn;
- (b) for onions when size is specified, the size range on each package or tag; and
- (c) for baskets of peaches or containers of untiered peaches, the minimum diameter prescribed by this Regulation for the grade of peaches therein, or any diameter larger than that minimum. O. Reg. 788/80, s. 16.

17.—(1) The numerical count shall be shown on,

- (a) cartons of tiered apples, peaches or pears; and
- (b) non-transparent packages of,
  - (i) cauliflower,
  - (ii) celery,
  - (iii) sweet corn,
  - (iv) greenhouse cucumbers of Canada No. 1 grade, and
  - (v) lettuce.

(2) Cartons, boxes and crates of cabbages, other than those of half-bushel or bushel capacity, shall be marked with,

- (a) the net weight of the contents; or
- (b) the numerical count. O. Reg. 788/80, s. 17.

18.—(1) Net weight of contents shall be marked on each package of,

- (a) apples packed in bags;
- (b) beets, carrots, onions, parsnips, potatoes and rutabagas packed in bags, cartons, boxes or crates other than those of pint, quart, half-bushel and bushel capacity;
- (c) cabbage packed in bags;

- (d) field rhubarb packed in closed containers;
- (e) forced rhubarb; and
- (f) tomatoes packed in baskets and cartons other than two-quart, four-quart, six-quart, eight-quart or eleven-quart baskets.

(2) Catchweight packages shall be marked to show the net weight of the produce and where the net weight is other than one, one and one-half, two, two and one-half or three pounds, these packages shall be marked to show the price per pound. O. Reg. 788/80, s. 18.

19. Marks for produce packed in packages shall include,

- (a) for apples and pears, the name of the variety; and
- (b) for peppers, the word "sweet" or "hot".  
O. Reg. 788/80, s. 19.

20.—(1) Except as otherwise provided in this section, marks required by this Regulation shall be readily discernible, of a permanent nature and of a size reasonable in proportion to the package, label or retail display sign and in any case shall be not less than one-eighth of an inch in height on tags or tomato tubes, three-sixteenths of an inch in height on bags containing less than ten pounds and one-quarter of an inch in height in all other cases and shall be placed,

- (a) on one end, or on a label or tag affixed to one end of each box, carton or crate;
- (b) on one side, or on a label or tag affixed to one side, of each bushel and half-bushel hamper; and
- (c) subject to subsections (2) and (3), on the handle or one side or end, or on a label or tag affixed to one side or end, of each package other than a package mentioned in clause (a) or (b).

(2) Marks for baskets or cartons of two-quart, four-quart, six-quart, eight-quart or eleven-quart capacity shall include the capacity in letters and figures not less than one-half of an inch in height placed on one end of the basket or carton.

(3) Marks for cartons of half-bushel and bushel capacity shall include the capacity in letters and figures not less than one-half of an inch in height.

(4) Marks for catchweight packages and advertisements may be less than one-eighth of an inch in height if they are legible.

(5) The marks for bags shall be,

- (a) stencilled or printed on the bag;
- (b) interwoven in the bag;

(c) on a suitable tag attached to the bag; or

(d) on a suitable label or tag within the bag and plainly legible through the bag.

(6) A label may be used in the case of baskets with transparent covers and shall be placed directly under the cover and shall be plainly legible through the cover. O. Reg. 788/80, s. 20.

21. Every person who uses a label on produce packages may at any time be required to submit it to the Director for approval. O. Reg. 788/80, s. 21.

## PART IV

### INSPECTION

22. Produce may be inspected according to the grades prescribed under this Regulation or according to such variations of those grades as are provided by any regulation or order made under the *Farm Products Marketing Act*. O. Reg. 788/80, s. 22.

23.—(1) Every person who requires produce to be inspected shall apply to the nearest inspector or to the Ministry.

(2) Inspection shall be made as nearly as is practicable in the order in which applications are received. O. Reg. 788/80, s. 23.

24. Produce shall be made accessible for inspection and shall be placed so as to disclose its quality and condition and an inspector shall be rendered such reasonable assistance as is required. O. Reg. 788/80, s. 24.

25. Where inspection at destination is requested, the inspector may, pending unloading of the produce, inspect and certify that portion of the produce that is accessible for inspection and issue a certificate bearing the notation "doorway inspection" or "top and doorway inspection" or issue a conditional report or give an oral report. O. Reg. 788/80, s. 25.

26. Where an inspector has reason to believe that because of latent defects due to climatic or other conditions the true quality or condition of the produce cannot be determined, the inspector may postpone inspection for such period as he considers necessary to enable the true quality or condition of the produce to be determined. O. Reg. 788/80, s. 26.

27.—(1) Where a person who is financially interested in any produce is dissatisfied with an inspection certificate he may apply for an appeal inspection.

(2) The application for an appeal inspection shall state the reasons for appeal and may be accompanied by a copy of any previous inspection certificate or other information possessed by the applicant.

(3) An application for an appeal inspection may be refused where,

- (a) it appears trivial;
- (b) the quality or condition of the produce has materially changed; or
- (c) the produce is not accessible for inspection.

(4) Where an inspector by request furnishes to any person an inspection report respecting the quality or condition of any produce that may have materially changed since the previous inspection or where a subsequent inspection is requested for the purpose of obtaining a report without questioning the correctness of any previous certificate, the inspection shall not be considered an appeal inspection. O. Reg. 788/80, s. 27.

28. Where an appeal inspection is made, the original certificate shall, upon the issuance of the appeal certificate, be deemed to be annulled. O. Reg. 788/80, s. 28.

29. In the case of destination inspections, other than inspections made at the time of grading and packing, a tolerance of five per cent in addition to the tolerances allowed at the original shipping point shall be allowed for condition defects of which, in the case of potatoes, not more than an additional one per cent may be decay, and in the case of all other commodities, not more than an additional two per cent may be decay. O. Reg. 788/80, s. 29.

30. Inspection is required of all produce moving by,

- (a) any vehicle to or from any place designated by the Minister; or
- (b) any vehicle from, to or through any inspection point designated by the Minister. O. Reg. 788/80, s. 30.

#### PART V.

##### DETENTION

31. Where an inspector detains any lot of produce or produce packages, he may attach thereto a number detention tag, and no person shall alter or deface the tag, or remove the tag from the lot of produce without the written authority of an inspector. O. Reg. 788/80, s. 31.

32. No person shall sell, offer for sale, move or allow or cause to be moved, or otherwise dispose of any lot of produce or produce packages so detained without the written authority of an inspector. O. Reg. 788/80, s. 32.

33. An inspector may give written permission for produce which has been placed under detention to be,

- (a) moved from the point of detention to another designated point;
- (b) regraded;

- (c) repacked; or
- (d) remarked,

but in each case all of the produce and produce packages shall be held following the movement, regrading, repacking or remarking, until further movement or disposal is authorized by an inspector. O. Reg. 788/80, s. 33.

34. Where produce under detention is shipped or transported with the written authority of an inspector for the purpose of packing in standard packages it is not subject to the provisions of this Regulation respecting packages and markings. O. Reg. 788/80, s. 34.

35. Where an inspector is satisfied that any produce or produce package that has been placed under detention complies with the Act and this Regulation, he may release the produce or produce package by issuing a detention release. O. Reg. 788/80, s. 35.

#### PART VI

##### GENERAL

36.—(1) The fees payable for requested inspection of produce other than produce for processing, excepting re-certification inspections and appeal inspections, shall be computed on a time basis at the rate of \$10 per hour to the nearest half-hour with a maximum daily charge of \$50.

(2) The fee for re-certification of produce that has had shipping point inspection but requires re-certification is \$5.

(3) For an appeal inspection,

- (a) where the produce is found to be in accordance with the previous inspection, the fees payable are twice the amount prescribed under subsection (1); and
- (b) where the produce is found to be not in accordance with the previous inspection, no fees are payable. O. Reg. 788/80, s. 36.

37. Notwithstanding section 36 and subject to sections 40 and 41, the fees payable for inspection or grading of produce for processing shall be the cost to the Ministry of providing such inspection or grading. O. Reg. 788/80, s. 37.

38. The fees under section 37 shall be paid to the Treasurer of Ontario, Farm Products Quality Branch, Ministry of Agriculture and Food, Legislative Buildings, Toronto, M7A 1A7, within fifteen days of receipt of a statement of account from the Director. O. Reg. 788/80, s. 38.

39. Where travelling, telegram, telephone, or other expenses are incurred in connection with the inspection of produce, the fees set out in this part may be increased by the amount of such expenses. O. Reg. 788/80, s. 39.



## TOMATOES

40.—(1) The fees payable for grading of tomatoes bought for processing and received by a processor are 60 cents a ton or fraction thereof.

(2) The processor and the grower of tomatoes shall each pay 50 per cent of the fees under subsection (1) in respect of the grower's tomatoes sold to and received by the processor.

(3) The processor is the agent of the Treasurer of Ontario in collecting the grower's share of the fee and shall deduct that share from the account of the grower in respect of the tomatoes received and graded.

(4) The processor shall pay the fees under subsection (1) to the Treasurer of Ontario, the Farm Products Quality Branch, Ministry of Agriculture and Food, Legislative Buildings, Toronto, M7A 1A7, not later than the 1st day of December of the year in which the tomatoes were graded.

(5) Each processor shall on or before the 1st day of November in each year furnish to the Director a statement of the weights and grades of tomatoes received for processing and any other information required on a form prescribed by the Director. O. Reg. 788/80, s. 40.

## PEAS

41.—(1) The fees payable for inspection of peas bought for processing and received by a processor are 14 cents a ton or fraction thereof.

(2) The processor and the grower of peas shall each pay 50 per cent of the fees under subsection 1 in respect of the grower's peas sold to and received by the processor.

(3) The processor is the agent of the Treasurer of Ontario in collecting the grower's share of the fee and shall deduct that share from the account of the grower in respect of the peas received.

(4) The processor shall pay the fees under subsection (1) to the Treasurer of Ontario, the Farm Products Quality Branch, Ministry of Agriculture and Food, Legislative Buildings, Toronto, M7A 1A7, not later than the 1st day of December of the year in which the peas were inspected.

(5) Each processor shall on or before the 1st day of November in each year furnish to the Director a statement of the weight and tare of peas received for processing and any other information required on a form prescribed by the Director. O. Reg. 788/80, s. 41.

## PART VII

## FRESH FRUIT AND VEGETABLE GRADE STANDARDS

## APPLES

42. The following grade names for apples and the grades, standards and tolerances therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

1. Canada Extra Fancy Grade.
2. Canada Fancy Grade.
3. Canada Commercial Grade.
4. Canada Commercial Cookers Grade.
5. Canada Hailed Grade. O. Reg. 788/80, s. 42.

43.—(1) Ontario Small-one Grade is the grade name for apples that,

- (a) are, in the case of apples of Delicious or Red Delicious varieties, of a diameter of not less than  $2\frac{1}{4}$  inches and not more than  $2\frac{1}{2}$  inches and, in the case of apples of all other varieties, of a diameter of not less than 2 inches and not more than  $2\frac{1}{4}$  inches;
- (b) are one of the varieties of Delicious, Early McIntosh, Golden Russet, Jonathan McIntosh, Melba, Red Delicious, Scarlet Pippin or Fameuse;
- (c) subject to clause (d), in all other respects meet the requirements for Canada Extra Fancy Grade apples; and
- (d) in the case of apples of Delicious or Red Delicious varieties, possess a minimum of 55 per cent of the surface area of a red or red-striped colour of the shade considered fully characteristic of the variety when fully mature.

(2) Tolerances by count for variations incidental to the commercial grading and handling of apples of Ontario Small-one Grade are the same as for Canada Fancy Grade. O. Reg. 788/80, s. 43.

44. Apples that meet the requirements for Canada Commercial Grade apples may be alternatively designated as Canada Cee Grade or Canada "C" Grade. O. Reg. 788/80, s. 44.

## ASPARAGUS

45. The following grade names for asparagus and the grades, standards and tolerances therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

1. Canada No. 1 Grade.



2. Canada No. 2 Grade. O. Reg. 788/80, s. 45.

46. Each eleven-quart basket of bunched asparagus shall weigh not less than twelve pounds net weight and, where asparagus is sold or offered for sale by the bunch, each bunch shall,

- (a) weigh either eight ounces or sixteen ounces; or
- (b) be sold on an exact weight and price per pound basis. O. Reg. 788/80, s. 46.

#### BEETS

47. The following grade names for topped beets and the grades, standards and tolerances therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

1. Canada No. 1 Grade.
2. Canada No. 2 Grade. O. Reg. 788/80, s. 47.

#### CABBAGE

48. The following grade names for cabbage and the grades, standards and tolerances therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

1. Canada No. 1 Grade.
2. Canada No. 2 Grade. O. Reg. 788/80, s. 48.

#### CANTALOUPE

49. The following grade name for cantaloupes and the grades, standards and tolerances therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

1. Canada No. 1 Grade. O. Reg. 788/80, s. 49.

50.—(1) Ontario No. 2 Grade is the grade name for cantaloupes that are,

- (a) fairly clean, mature, sound and of one variety;
- (b) free from insects, insect larva and decay; and
- (c) properly packed.

(2) Tolerances by count for variations incidental to the commercial grading and handling of cantaloupes of Ontario No. 2 Grade are the same as for Canada No. 1 Grade. O. Reg. 788/80, s. 50.

#### CARROTS

51. The following grade names for topped carrots and the grades, standards and tolerances therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

1. Canada No. 1 Grade.
2. Canada No. 1 Cut Crowns Grade.
3. Canada No. 2 Grade. O. Reg. 788/80, s. 51.

#### CAULIFLOWERS

52. The following grade names for cauliflowers and the grades, standards and tolerances therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

1. Canada No. 1 Grade.
2. Canada No. 2 Grade. O. Reg. 788/80, s. 52.

#### CELERY

53. The following grade names for celery and the grades, standards and tolerances therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

1. Canada No. 1 Grade.
2. Canada No. 1 Heart Grade.
3. Canada No. 2 Grade. O. Reg. 788/80, s. 53.

#### CHERRIES

54. The following grade names for cherries and the grades, standards and tolerances therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

1. Canada No. 1 Grade.
2. Canada Domestic Grade.
3. Canada Orchard Run Grade. O. Reg. 788/80, s. 54.

#### CORN (SWEET)

55. The following grade name for sweet corn and the grade, standards and tolerances therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

1. Canada No. 1 Grade. O. Reg. 788/80, s. 55.

#### CUCUMBERS (FIELD)

56. The following grade names for field cucumbers and the grades, standards and tolerances therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

1. Canada No. 1 Grade.
2. Canada No. 2 Grade. O. Reg. 788/80, s. 56.

## CUCUMBERS (GREENHOUSE)

57. The following grade names for greenhouse cucumbers and the grades, standards and tolerances therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

1. Canada No. 1 Grade.
2. Canada No. 2 Grade. O. Reg. 788/80, s. 57.

## GRAPES

58. The following grade names for grapes and the grades, standards and tolerances therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

1. Canada No. 1 Grade.
2. Canada Domestic Grade. O. Reg. 788/80, s. 58.

59. Notwithstanding the varietal requirements of Canada No. 1 Grade, grapes that,

- (a) are of different varieties and colours;
- (b) are packed in approximately equal proportions in packages that,
  - (i) do not exceed six quarts in capacity, and
  - (ii) are marked with the words "Mixed Varieties"; and
- (c) in all other respects, meet the requirements for Canada No. 1 Grade,

may be designated as Canada No. 1 Grade. O. Reg. 788/80, s. 59.

## HEAD LETTUCE (ICEBERG TYPE)

60. The following grade names for lettuce and the grades, standards and tolerances therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

1. Canada No. 1 Grade.
2. Canada No. 2 Grade. O. Reg. 788/80, s. 60.

## ONIONS

61. The following grade names for onions, other than green onions, and the grades, standards and tolerances therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

1. Canada No. 1 Grade.

2. Canada No. 1 Pickling Grade.

3. Canada No. 2. O. Reg. 788/80, s. 61.

62. Prior to the 16th day of September in any year, onions grown during that year which do not comply with the firmness and neck dryness requirements of Canada No. 1 Grade, but that comply with all other requirements of Canada No. 1 Grade, and

- (a) are cured so that the neck is moderately dry; and
- (b) yield only slightly to moderate pressure,

shall be deemed to meet the requirements of Canada No. 1 Grade. O. Reg. 788/80, s. 62.

## PARSNIPS

63. The following grade names for topped parsnips and the grades, standards and tolerances therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

1. Canada No. 1 Grade.
2. Canada No. 1 Cut Crowns Grade.
3. Canada No. 2 Grade. O. Reg. 788/80, s. 63.

## PEACHES

64. The following grade name for peaches and the grade, standards and tolerances therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

1. Canada No. 1 Grade. O. Reg. 788/80, s. 64.

65.—(1) Ontario Domestic Split-pit Grade is the grade name for peaches that are,

- (a) sound, mature, clean, hand-picked and one variety;
- (b) of a minimum diameter of 2¼ inches;
- (c) of Cardinal, Collins, Dixiered, Earlired, Erlyvee, Fisher, Garnet Beauty, Goldray, June Elberta, Marigold, Mayflower, Prairie Dawn, Redcap, Royalvee, Somervee, Sunhaven or Vanguard variety;
- (d) free from worm injury;
- (e) free from russetting that affects an aggregate of more than 5 per cent of the surface area of a peach;
- (f) free from limb rub that affects more than 5 per cent of the surface area of a peach;
- (g) free from hail marks that affect more than 10 per cent of the surface area of a peach and that have indented the skin more than slightly or have broken the skin;

- (h) free from mildew, scab or ink spots and oak bug injury that affects more than 5 per cent of the surface area of a peach;
- (i) free from slight deformities that affect more than 15 per cent of the surface of a peach;
- (j) free from any combination of two or more of the defects referred to in clause (e), (f), (g), (h) or (i) the total area of which exceeds the greater single area tolerance prescribed for the particular defects of the combination;
- (k) free from any damage, injury or defect or a combination thereof, that is not referred to in clause (e), (f), (g), (h) or (i) and that materially affects their appearance, edibility or shipping quality; and
- (l) properly packed.

(2) The tolerances by count for variations incidental to commercial grading and handling of peaches of Ontario Domestic Split-pit Grade shall be the same as for Canada No. 1 Grade. O. Reg. 788/80, s. 65.

66. Notwithstanding the maturity requirements under Canada No. 1 Grade, the firmness for peaches shall not exceed fifteen pounds as indicated by a pressure tester having a five-sixteenths of an inch plunger. O. Reg. 788/80, s. 66.

#### PEARS

67. The following grade names for pears and the grades, standards and tolerances therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

1. Canada Extra Fancy Grade.
2. Canada Fancy Grade.
3. Canada Commercial Grade. O. Reg. 788/80, s. 67.

68. Ontario No. 3 Grade is the grade name for pears that are,

- (a) sound, mature, hand-picked and of one variety;
- (b) free from bruises that affect more than 15 per cent of the surface of a pear;
- (c) free from leaf roller injury that has deformed more than 25 per cent of the surface area of a pear;
- (d) free from insect injury that has broken the skin or that affects more than 15 per cent of the surface area of a pear;

- (e) free from limb rub or leaf marks that affect more than 15 per cent of the surface area of a pear;
- (f) free from hail injury that has broken the skin or that affects an area that exceeds three-quarters of an inch in diameter;
- (g) free from sun-scald or spray burn that affects more than 15 per cent of the surface area of a pear;
- (h) free from skin punctures,
  - (i) in the case of pears of any variety other than those of Anjou variety, or
  - (ii) in the case of pears of Anjou variety, that exceed two per pear and that exceed one-eighth of an inch in diameter;

- (i) free from drought spots that depress or discolour the surface more than slightly;
- (j) free from scab spots that affect more than 15 per cent of the surface area of a pear;
- (k) free from deformities other than slight deformities;
- (l) free from any combination of two or more of the defects referred to in clause (b), (c), (d), (e), (f), (g), (h), (i), (j) or (k), the total area of which exceeds the greater single area tolerance prescribed for the particular defects of the combination;
- (m) free from any damage, injury or defect or a combination thereof, that is not referred to in clause (b), (c), (d), (e), (f), (g), (h), (i), (j) or (k) and that materially affects their appearance, edibility or shipping quality;
- (n) of a minimum diameter of,
  - (i) 1½ inches for all varieties, other than those of Seckel variety, and
  - (ii) one inch for Seckel variety; and
- (o) properly packed. O. Reg. 788/80, s. 68.

69. Tolerances by count for variations incidental to the commercial grading and handling of pears of Ontario No. 3 Grade are the same as for Canada Fancy Grade. O. Reg. 788/80, s. 69.

70. Pears that meet the requirements for Canada Fancy Grade may be alternatively designated as Canada No. 1 and pears that meet the requirements for Canada Commercial Grade may be alternatively designated as Canada Cee Grade, Canada "C" Grade or Canada Domestic Grade. O. Reg. 788/80, s. 70.

## PEPPERS

71.—(1) Ontario No. 1 Grade is the grade name for peppers that are,

- (a) of similar varietal characteristics;
- (b) firm and not soft or shrivelled;
- (c) free from insects, insect larvae and insect injury;
- (d) free from bruises or mechanical injury;
- (e) free from disease;
- (f) free from decay;
- (g) free from any damage, injury or defect or combination thereof that is not referred to in clause (a), (b), (c), (d), (e) or (f) and that materially affects their appearance, edibility or shipping quality; and
- (h) properly packed.

(2) Tolerances by count for variations incidental to commercial grading and handling of peppers shall not be more than,

- (a) 3 per cent affected by decay;
- (b) 5 per cent having the same grade defects; and
- (c) 10 per cent having grade defects including those referred to in clauses (a) and (b).  
O. Reg. 788/80, s. 71.

## PLUMS AND PRUNES

72. The following grade name for plums and prunes and the grade, standards and tolerances therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

- 1. Canada No. 1 Grade. O. Reg. 788/80, s. 72.

73. The firmness for Shiro plums shall not exceed ten pounds as indicated by a pressure tester having a five-sixteenths of an inch plunger. O. Reg. 788/80, s. 73.

## POTATOES

74. The following grade names for potatoes and the grades, standards and tolerances therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

- 1. Canada No. 1 Grade.
- 2. Canada No. 1 Large Grade.
- 3. Canada No. 2 Grade. O. Reg. 788/80, s. 74.

75.—(1) Ontario No. 1 Grade is the grade name for potatoes of similar varietal characteristics that are,

- (a) firm, fairly well matured, fairly well shaped and reasonably clean;
- (b) free from dumbbells, hollow hearts, necrosis, freezing injury, late blight, bacterial ring rot and soft rot;
- (c) free from damage caused by greening, abnormal growth, growth cracks, cuts, scab, dry rot, disease, sprouts, sunburn or insects, or by mechanical or other injury;
- (d) not potatoes from which knobs have been removed;
- (e) of,
  - (i) in the case of round varieties, a minimum diameter of 2 inches and a maximum diameter of 3½ inches, except that in any package, not less than 75 per cent, by weight, of the potatoes shall be of a minimum diameter of 2¼ inches, and
  - (ii) in the case of long varieties, a minimum diameter of 2 inches and a maximum diameter of 3½ inches except that for potatoes exceeding 3½ inches in length, the minimum diameter may be 1¾ inches; and
- (f) properly packed.

(2) Ontario No. 1 Large Grade is the grade name for potatoes that meet the requirements for Ontario No. 1 Grade except that the only requirement in respect of size is that the potatoes shall be not less than 3¼ inches in diameter.

(3) Ontario No. 1 Small Grade is the grade name for potatoes that meet the requirements for Ontario No. 1 Grade except that the only requirement in respect of size is that the potatoes shall be not less than 1¾ inches and not more than 2¼ inches in diameter, but this grade does not apply to new potatoes shipped on or before the 15th day of September in any year from the packer's premises.

(4) Ontario No. 2 Grade is the grade name for potatoes of similar varietal characteristics that are,

- (a) reasonably firm, reasonably mature, not seriously misshapen and reasonably clean;
- (b) free from damage caused by blight;
- (c) free from dumbbells, freezing injury, bacterial ring rot and soft rot;
- (d) free from serious damage caused by sunburn, greening, abnormal growth, growth cracks,



cuts, scab, dry rot, or other disease or insects, or by mechanical or other injury;

- (e) not less than two inches in diameter except that in any package not less than 75 per cent by weight of the potatoes shall be, in the case of varieties other than long-shaped varieties, not less than  $2\frac{1}{4}$  inches in diameter and, in the case of long-shaped varieties, not less than  $1\frac{3}{4}$  inches in diameter and  $3\frac{1}{2}$  inches in length; and

(f) properly packed.

(5) Ontario Mini Grade is the grade name for potatoes of similar varietal characteristics that are,

(a) firm, well-shaped and clean;

(b) free from blight, hollow heart, bacterial ring rot or other decay, sunburn, greening, insect injury, grass root holes, pitted scab, sprouts or mechanical or other injury; and

(c) not more than  $1\frac{1}{8}$  inches in diameter.

(6) In subsections (1) to (5),

(a) "fairly well matured" means that not more than 10 per cent by weight of the individual potatoes in a lot have more than one-quarter of the skin missing or feathered;

(b) "fairly well shaped" means that the individual potato is not materially pointed, dumbbell shaped or otherwise deformed;

(c) "reasonably clean" means that the individual potatoes are not caked with dirt or materially stained and the appearance of the potatoes is not materially affected;

(d) "reasonably mature" means that more than 10 per cent by weight of the individual potatoes in a lot have more than one-half of the skin missing or feathered;

(e) "seriously misshapen" means that the individual potato is pointed, dumbbell shaped or otherwise deformed; and

(f) "soft rot" means any soft, mushy condition of the tissues of the potato.

(7) For the purpose of Ontario No. 1 Grade, Ontario No. 1 Large Grade and Ontario No. 1 Small Grade, "damage" means any injury caused by,

(a) surface scab,

(i) that shows no pronounced contrast with the background colour of the potato and the aggregate area affected exceeds 5 per cent of the surface of the potato, or

(ii) surface scab that shows pronounced contrast with the background colour of the potato and the aggregate area affected exceeds 3 per cent of the surface of the potato;

(b) pitted scab that affects the appearance of the potato to a greater extent than the amount of surface scab permitted under clause (a), or that causes a loss of more than 5 per cent of the total weight of the potato including the peel covering the defective area;

(c) russet scab that materially affects the appearance of the potato;

(d) sunburn that causes a dark green area more than one-half of an inch in diameter on a potato  $2\frac{1}{2}$  inches in diameter or a correspondingly smaller or larger dark green area on a smaller or larger potato, or that causes discolouration that extends into the flesh of the potato to the extent that it causes a waste of at least 5 per cent by weight of the potato including the peel covering the defective area;

(e) greening that materially affects the potato by yellowish or greenish surface discolouration or that extends into the flesh of the potato to the extent that it causes a waste of at least 5 per cent of the total weight of the potato including the peel covering the defective area;

(f) sprouts exceeding one-half of an inch in length on inspection at shipping point, or exceeding one inch in length on inspection at destination, where more than 10 per cent by weight of the potatoes are so affected; and

(g) any other injury or defect that causes a waste of more than 5 per cent of the total weight of the potato including the peel covering the defective area.

(8) For the purpose of Ontario No. 2 Grade, "damage" means blight that causes a waste of more than 5 per cent of the total weight of the potato, including the peel covering the defective area.

(9) For the purpose of Ontario No. 2 Grade, "serious damage" means any injury caused by,

(a) scab when more than 25 per cent of the surface of the potato in the aggregate is affected; and

(b) defects, including scab, that cause a waste of more than 10 per cent of the total weight of the potato including the peel covering the defective area.

(10) For the purposes of Ontario No. 1 Grade, Ontario No. 1 Large Grade, Ontario No. 1 Small Grade and Ontario No. 2 Grade, the tolerances by weight for variations incidental to grading, packing and handling are,



- (a) 5 per cent below minimum size and 5 per cent above maximum size;
- (b) 1 per cent soft rot other than bacterial ring rot;
- (c) 3 per cent hollow hearts for Ontario No. 1 Grade and Ontario No. 1 Small Grade, 5 per cent hollow hearts for Ontario No. 1 Large Grade and 10 per cent hollow hearts for Ontario No. 2 Grade; and
- (d) 4 per cent for other grade defects,

where the total grade defects in any lot are not more than 10 per cent, but a package may contain one defective and one off-sized potato.

(11) For the purposes of Ontario Mini Grade, the tolerances by weight for variations incidental to grading, packing and handling are,

- (a) 5 per cent above maximum size;
- (b) 3 per cent affected with hollow heart;
- (c) 1 per cent affected by decay;
- (d) 5 per cent having grade defects other than those referred to in clauses (a), (b) and (c); and
- (e) 10 per cent having grade defects of any kind including those referred to in clauses (a), (b), (c) and (d).

(12) Subsections (1) to (10) apply to new potatoes except that for new potatoes shipped on or before the 15th day of September in any year from the packer's premises,

- (a) the minimum diameter shall be  $1\frac{1}{8}$  inches for new potatoes of Canada No. 1 Grade, Ontario No. 1 Grade and Ontario No. 2 Grade;
- (b) washed new potatoes need not be reasonably mature; and
- (c) any lot of unwashed new potatoes of Canada No. 1 Grade or Ontario No. 1 Grade shall contain not more than 10 per cent of the new potatoes with more than half the skin feathered or missing. O. Reg. 788/80, s. 75.

76. The Director may in his discretion grant an extension of the period for marketing  $1\frac{1}{8}$  inches minimum diameter new potatoes of Ontario No. 1 Grade or Ontario No. 2 Grade beyond the 15th day of September in any year. O. Reg. 788/80, s. 76.

#### RASPBERRIES

77.—(1) Ontario No. 1 Grade is the grade name for raspberries sold or offered for sale on a grade basis that

- (a) fresh picked, clean, sound, mature, whole, ripe, firm and of one variety;

- (b) free from mould, mildew or other decay, cores, stems, leaves or other foreign matter, green or dried raspberries; and
- (c) uniform in size and at least one-half of an inch in diameter.

(2) The tolerances by volume for variation incidental to the commercial grading, packing and handling of raspberries sold or offered for sale on a grade basis, shall not be more than,

- (a) 5 per cent below the prescribed size; and
- (b) 10 per cent below the other requirements of the grade. O. Reg. 788/80, s. 77.

#### RHUBARB (FIELD)

78. The following grade names for field rhubarb and the grades, standards and tolerances therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

1. Canada No. 1 Grade.
2. Canada Domestic Grade. O. Reg. 788/80, s. 78.

#### RHUBARB (FORCED)

79.—(1) Ontario No. 1 Grade is the grade name for stalks of forced rhubarb of similar varietal characteristics that are,

- (a) well coloured, clean, reasonably straight and well trimmed;
- (b) fresh, tender and not pithy;
- (c) including attached leaf, free from decay or disease;
- (d) free from damage caused by scars, insects, bruising, scratching, splits, skinning; or by mechanical or other means;
- (e) at least fifteen inches in length from the end of the stalk to the tip, with or without leaves; and
- (f) at least one-half of an inch in diameter at the greatest distance across the flat face of the stalk at the centre of its length measured from the end of the stalk to the base of the leaves.

(2) Ontario No. 2 Grade is the grade name for stalks of forced rhubarb that are,

- (a) fresh, clean and not pithy;
- (b) including attached leaf, free from decay or disease;
- (c) free from damage caused by scars, insects, bruising, scratching, splits or skinning or by mechanical or other means;

- (d) well trimmed and reasonably well coloured; and
  - (e) at least eight inches in length exclusive of the leaves.
- (3) In this section,
- (a) "damage" means any injury or defect that materially affects the appearance, edibility or shipping quality of the stalks;
  - (b) "fresh" means not withered;
  - (c) "reasonably straight" means that the stalk does not have more than one-half twist and is not bent or crooked;
  - (d) "reasonably well coloured" means that a pink or red colour predominates on at least one-half of the length of the stalk measured from the lower end of the stalk to the base of the leaves;
  - (e) "similar varietal characteristics" means that the stalks are alike in general characteristics;
  - (f) "well coloured" means that a pink or red colour predominates on at least three-quarters of the length of the stalk measured from the end of the stalk to the base of the leaves; and
  - (g) "well trimmed" means that a minimum of 80 per cent of each basal husk has been removed.
- (4) Tolerances, by count of the stalks, for variations incidental to commercial grading and handling of No. 1 Grade forced rhubarb shall be not more than,
- (a) 5 per cent having the same grade defect;
  - (b) 5 per cent affected by decay or disease; and
  - (c) 10 per cent having grade defects of any kind including those referred to in clauses (a) and (b).

(5) Tolerances, by count of the stalks, for variations incidental to commercial grading and handling of No. 2 Grade forced rhubarb shall be not more than,

- (a) 10 per cent having excess basal husks;
- (b) 10 per cent affected by decay or disease;
- (c) 10 per cent having any other single defect; and
- (d) 15 per cent having grade defects of any kind, including those referred to in clauses (a), (b) and (c). O. Reg. 788/80, s. 79.

#### RUTABAGAS

1. The following grade name for rutabagas and the standards and tolerances therefor, established

under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

1. Canada No. 1 Grade. O. Reg. 788/80, s. 80.

#### STRAWBERRIES

81.—(1) The following grade name for strawberries and the grade, standards and tolerances therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole for strawberries that are sold or offered for sale on a grade basis:

1. Canada No. 1 Grade.

(2) Strawberries that are not sold or offered for sale on a grade basis and that are sold for a purpose other than for processing shall be free from,

- (a) bird pecks;
- (b) slug injury;
- (c) green tips;
- (d) individual strawberries that are immature;
- (e) individual strawberries that are misshapen; and
- (f) individual strawberries that are dirty.

(3) Tolerances by count for variations incidental to commercial grading and handling of strawberries that are not sold or offered for sale on a grade basis and that are sold for a purpose other than for processing, shall be not more than,

- (a) 5 per cent having any single defect referred to in subsection (2); and
- (b) 10 per cent having any of the defects referred to in subsection (2). O. Reg. 788/80, s. 81.

#### TOMATOES (FIELD)

82. The following grade names for field tomatoes and the grades, standards and tolerances therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

- 1. Canada No. 1 Grade.
- 2. Canada No. 2 Grade.
- 3. Canada No. 1 Picklers.
- 4. Canada No. 2 Picklers. O. Reg. 788/80, s. 82.

83.—(1) Tomatoes that meet the requirements for Canada No. 1 Picklers Grade or Canada No. 2 Picklers Grade respectively may be alternately designated as Canada No. 1 Pickling Grade and Canada No. 2 Pickling Grade.

(2) Tomatoes of Canada No. 1 Picklers Grade and Canada No. 2 Picklers Grade may only be sold during the months of September and October in each year. O. Reg. 788/80, s. 83.

#### TOMATOES (GREENHOUSE)

84.—(1) The following grade names for greenhouse tomatoes and the grades, standards and tolerances therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

1. Canada No. 1 Grade.
2. Canada No. 2 Grade.
3. Canada Commercial Grade.

(2) Ontario Jumbo Grade is the grade name for greenhouse tomatoes that are,

- (a) clean, sound and not soft;
- (b) possessing at least a tinge of pink at the blossom end and uniformly coloured;
- (c) of a minimum diameter of 2 ½ inches;
- (d) free from disease, scald, water blisters, ground spots, worm holes, growth cracks and other scars that are likely to cause leaking or materially affect the appearance of the tomato;
- (e) free from damage caused by blossom ends, plant or stem-rub and insect injury;
- (f) free from any damage, injury or defect or a combination thereof that is not referred to in clause (a), (b), (c), (d) or (e) and that causes a waste of more than 5 per cent of an individual tomato or that affects the edible quality of an individual tomato; and
- (g) properly packed.

(3) Tolerances by count for variations incidental to commercial grading and handling of greenhouse tomatoes of Ontario Jumbo Grade shall be not more than,

- (a) 1 per cent affected by decay;
- (b) 5 per cent having the same grade defect; and
- (c) 10 per cent having grade defects of any kind including those referred to in clauses (a) and (b). O. Reg. 788/80, s. 84.

#### PART VIII

#### PROCESSING

85.—(1) The processed fruit, vegetables and sweet corn and the fruit, vegetable and sweet corn products

referred to in subsections (3) and (4) are designated as farm products.

(2) In this section, "canned" means packed in a hermetically sealed container.

(3) No person shall pack, transport, ship, advertise, sell or offer for sale any of the following fruit, vegetables or fruit or vegetable products that have been processed in Ontario unless the container is marked "Canada Fancy", "Canada Choice", "Canada Standard" or "Sub-standard":

1. Canned Apples other than Apple Juice or Apple Sauce.
2. Canned Apricots.
3. Canned Asparagus.
4. Canned Beans. (Green or Wax).
5. Canned Beans. (Lima).
6. Canned Beets.
7. Canned Berries. (Including Raspberries, Blackberries, Boysenberries, Currants, Gooseberries, Logan Berries, Lawtonberries and Thimbleberries).
8. Canned Blueberries.
9. Canned Carrots.
10. Canned Cherries.
11. Canned Corn.
12. Canned Fruit Cocktail.
13. Canned Fruits for Salad.
14. Canned Fruit Salad.
15. Canned Mushrooms. (Other than pieces and stems).
16. Canned Peas.
17. Canned Peas and Carrots.
18. Canned Peaches.
19. Canned Pears.
20. Canned Plums and Prune Plums.
21. Canned Sweet Potatoes.
22. Canned White Potatoes.
23. Canned Pumpkin and Squash.

24. Canned Spinach.
25. Canned Squash.
26. Canned Strawberries.
27. Canned Tomatoes. (Other than Stewed Tomatoes, Tomato Juice, Tomato Puree, Tomato Paste, Tomato Catsup, Tomato Chili Sauce or Tomato Sauce).

(4) No person shall pack, transport, ship, advertise, sell or offer for sale any of the following fruit, vegetables and sweet corn or fruit, vegetable or sweet corn products that have been processed in Ontario unless the container is marked "Canada Fancy", "Canada Choice" or "Sub-standard":

1. Apple Juice.
2. Concentrated Apple Juice.
3. Apple Juice from Concentrate.
4. Apple Sauce.
5. Dried or Dehydrated Apples.
6. Frozen Apples.
7. Frozen Concentrated Apple Juice.
8. Frozen Apricots.
9. Frozen Asparagus.
10. Frozen Beans. (Green and Wax).
11. Frozen Beans. (Lima).
12. Frozen Berries. (Including Raspberries, Blackberries, Boysenberries, Lawtonberries, Thimbleberries).
13. Dried Blueberries.
14. Frozen Blueberries.
15. Frozen Broccoli.
16. Frozen Brussels Sprouts.
17. Frozen Melon Balls and Cantaloupe.
18. Frozen Carrots.
19. Frozen Cauliflower.
20. Frozen Cherries.
21. Frozen Corn.

22. Frozen Fruit Cocktail.
23. Frozen Fruits for Salad.
24. Frozen Fruit Salad.
25. Frozen Leafy Greens. (Other than Spinach).
26. Frozen Mixed Vegetables.
27. Frozen Peas.
28. Frozen Peas and Carrots.
29. Frozen Peaches.
30. Frozen French Fried Potatoes.
31. Frozen Rhubarb.
32. Canned Sauerkraut.
33. Frozen Spinach.
34. Frozen Squash.
35. Frozen Strawberries.
36. Tomato Juice.
37. Concentrated Tomato Juice.

O. Reg. 788/80, s. 85.

#### PART IX

#### FRUIT AND VEGETABLES FOR PROCESSING GRADE STANDARDS

##### APPLES

86. The following grade names for apples for processing purposes and the grades, standards and tolerances therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

1. Canada No. 1 (Peelers) Grade.
2. Canada No. 2 (Peelers) Grade.

O. Reg. 788/80, s. 86.

##### ASPARAGUS

87.—(1) The grades for asparagus for processing are as follows:

1. Select Grade, consisting of spears that are fresh and not badly misshapen, not more than 5½ inches nor less than 5 inches in length and not less than three-eighths of an inch in diameter, and that are free from,
  - (a) tips that are so spread or branched that they show a seedy appearance in any part thereof;



- (b) broken tips;
  - (c) white butts;
  - (d) damage; and
  - (e) decay.
2. No. 1 Grade, consisting of spears that are fresh and not badly misshapen, not more than seven inches nor less than  $4\frac{1}{2}$  inches in length, not less than one-quarter of an inch in diameter, when measured at a point  $4\frac{1}{2}$  inches from the extreme tip and that are free from,
- (a) broken tips;
  - (b) white butts;
  - (c) damage; and
  - (d) decay.
3. No. 2 Grade, consisting of spears that are fresh and not badly crooked, not more than 10 inches in length and not less than one-quarter of an inch in diameter, and that are free from,
- (a) badly broken tips;
  - (b) white butts;
  - (c) damage caused by dirt or freezing;
  - (d) serious damage; and
  - (e) decay.
- (2) In subsection (1),
- (a) "badly broken tips" means spears with more than the extreme tip missing so that the shape or general appearance of the tip is seriously affected;
  - (b) "badly crooked" means,
    - (i) deformed by abnormal growth of flat spears or tips, or
    - (ii) curled or badly deformed tips;
  - (c) "badly misshapen" means flattened or crooked or otherwise deformed to an extent that materially affects the quality of spears for canning or freezing, but does not include the following defects,
    - (i) slightly flat with rounded or oval sides and a normal tip, and
    - (ii) crooks, other than sharp crooks, that may be straightened without breaking after blanching;
  - (d) "broken tips" means spears with more than the extreme tip missing so that the shape or general appearance of the tip is affected;
  - (e) "damage" means any injury or defect that affects the quality of spears for canning or freezing and includes,
    - (i) tips that are spread or branched so that any portion of the upper two-thirds of the tip shows a readily apparent seedy appearance or that have more than two seed stems showing above the bracts on the remaining portion of the tip, known as spreading tips,
    - (ii) doubles that affect the shape of the spear or show a hollow opening in the centre of the spear,
    - (iii) dirt or sand embedded in the tip or under the bracts that cannot be removed in the process of washing,
    - (iv) damage by freezing as shown by watery, glazed or discoloured appearance or more than slight whitish or blanched appearance,
    - (v) insect injury by scarring of more than one-quarter of an inch in diameter in the aggregate or due to insect eggs or larvae on the spear, where the damage appreciably affects the appearance of the spear,
    - (vi) mechanical injury or longitudinal growth scarring in the upper  $4\frac{1}{2}$  inches of the spear of a more than superficial nature and corky or fibrous, and
    - (vii) disease having more than two discoloured bracts or scales resulting from rust;
  - (f) "fresh" means not limp, flabby or badly wilted;
  - (g) "serious damage" means any injury or defect that seriously affects the quality of spears for canning or freezing and includes,
    - (i) tips having tip branches that exceed three-quarters of an inch in length exclusive of head and that are badly spreading,
    - (ii) doubles that show a hollow opening in the centre of the spear,
    - (iii) disease resulting from rust that causes discolouration of more than four bracts,
    - (iv) insect injury due to insect eggs or larvae on the spear, and



- (v) mechanical damage that causes scars and longitudinal growth scarring in the upper 7½ inches of the spear of a more than superficial nature and corky or fibrous;

(h) "white butts" means butts that show on the spear at the extreme butt and a white colour,

- (i) that completely encircles the spear and is in excess of one-quarter of an inch in height, or

- (ii) that does not completely encircle the spear but is in excess of one-half of an inch in height.

(3) For variations incidental to harvesting, grading and handling of asparagus for processing, the following tolerances by weight shall be allowed:

1. For Select Grade,

- (a) 6 per cent that does not meet the length and diameter requirements of the grade; and

- (b) 5 per cent for other grade defects of which not more than 1 per cent may be for decay.

2. For No. 1 Grade,

- (a) 6 per cent that does not meet the length and diameter requirements of the grade; and

- (b) 10 per cent for other grade defects of which not more than 5 per cent may be for insect eggs and larvae and not more than 1 per cent may be for decay.

3. For No. 2 Grade,

- (a) 2 per cent less than one-quarter of an inch in diameter and 6 per cent more than 10 inches in length; and

- (b) 10 per cent for grade defects of which not more than 5 per cent may be for insect eggs and larvae and not more than 1 per cent may be for decay. O. Reg. 788/80, s. 87.

#### BEANS

88. The grade for green and wax beans for processing is as follows:

1. No. 1 Grade, consisting of fresh picked, well formed, tender green or wax beans, medium sized for the variety, and free from beans that are,

- (a) large, seedy, shrivelled or rusty;

- (b) damaged by disease or insects; or

- (c) heated. O. Reg. 788/80; s. 88.

#### BEETS

89.—(1) The grade for beets for processing is as follows:

1. Ontario No. 1 Grade, consisting of beets that are,

- (a) of similar varietal characteristics;

- (b) not soft, shrivelled or woody in texture;

- (c) free from rings that have a white tint;

- (d) not rough or seriously misshapen;

- (e) reasonably clean;

- (f) free from decay;

- (g) free from frost injury;

- (h) free from areas of flesh that are materially darker in colour than the remainder of the flesh;

- (i) free from damage caused by cuts, growth cracks, insects or mechanical or other means that results in a loss to a beet of more than 5 per cent by weight when such damage is trimmed from the beet; and

- (j) trimmed so that the tops do not exceed three-eighths of an inch in length and are not trimmed into the shoulder.

(2) Unless the diameter size ranges of the beets are otherwise specified in a contract of sale, beets for processing shall be packed in accordance with the following diameter size ranges:

1. 1 inch to 1¼ inches.

2. 1¼ inches to 1¾ inches.

3. 1¾ inches to 2½ inches.

4. 2½ inches to 4½ inches.

(3) Tolerances by weight for variations incidental to commercial grading and handling of beets for processing shall be not more than,

- (a) 5 per cent below the diameter size ranges referred to in subsection (2);

- (b) 5 per cent above the diameter size ranges referred to in subsection (2);

- (c) 2 per cent affected by decay; and

- (d) 5 per cent affected by grade defects that are not referred to in clauses (a) and (b) but including that referred to in clause (c).  
O. Reg. 788/80, s. 89.

## CABBAGES

90.—(1) The grade for cabbages for processing is as follows:

1. Ontario No. 1 Grade, consisting of cabbages that are,

(a) free from heads that yield more than slightly to pressure;

(b) trimmed so that,

(i) the butts do not exceed one-half of an inch in length, and

(ii) there are not more than five wrapper leaves on any one head of cabbage;

(c) free from seed stems;

(d) free from decay;

(e) free from damage caused by bursting, freezing, disease, birds, insects, discolouration or by mechanical or other means that results in a loss to a head of cabbage of more than 5 per cent by weight when such damage is trimmed from the head of cabbage; and

(f) composed of individual heads that are of a minimum weight of 3½ pounds and a minimum diameter of 5½ inches.

(2) Tolerances by count for variations incidental to commercial grading and handling of cabbages for processing shall be not more than,

(a) 3 per cent affected by decay; and

(b) 10 per cent having grade defects including decay. O. Reg. 788/80, s. 90.

## CARROTS

91.—(1) The grade for carrots for processing is as follows:

1. No. 1 Grade, consisting of carrots that are,

(a) of similar varietal characteristics;

(b) not seeders;

(c) firm but not woody;

(d) well shaped, fairly smooth, well trimmed and reasonably clean;

(e) free from serious damage caused by sprouts, secondary growth, cuts, growth cracks, disease, sunburn, insects or rodents or by mechanical or other means; and

(f) free from decay, frost injury, hollow hearts and tainted flavour.

- (2) In subsection (1),

(a) "fairly smooth" means not rough, forked, misshapen or covered with rootlets;

(b) "firm" means not soft, flabby or shrivelled;

(c) "of similar varietal characteristics" means of the same general type;

(d) "reasonably clean" means that the general appearance is not seriously affected and individual carrots are not caked with dirt;

(e) "seeders" means carrots that have a yellow centre, are tough and have no definite core;

(f) "serious damage" means damage that seriously affects the appearance of the carrot and that causes a loss of more than 10 per cent of the total weight of the carrot;

(g) "well shaped" means having the shape characteristic of the variety; and

(h) "well trimmed" means that the tops are trimmed to not more than one-half of an inch in length.

(3) Tolerances by weight for variations incidental to grading and handling of carrots for processing are,

(a) 2 per cent for decay; and

(b) 6 per cent in the aggregate for other grade defects. O. Reg. 788/80, s. 91.

## CHERRIES

92.—(1) The grade for sour cherries for processing is as follows:

1. No. 1 Grade, consisting of cherries that are,

(a) sound, mature, hand-picked, clean, of one variety, of good colour, well formed and of fair size for the variety;

(b) free from decay, worms, pulled pits, doubles, sun-scald, stems, dirt or other foreign matter;

(c) free from insect injury and disease;

(d) free from softness, shrivelling and bruises;

- (e) free from rain cracks or other skin breaks that exceed one-eighth of an inch in length other than a very thin line encircling the stem end of the cherry;
- (f) free from superficial scars, hail marks, wind whip, limb rub, russetting and similar discolouration or scars that affect an aggregate area per cherry exceeding one-eighth of an inch in diameter;
- (g) free from any scars that materially discolour the flesh;
- (h) of a minimum size of five-eighths of an inch in diameter; and
- (i) free from any damage, injury or defect or a combination thereof that is not referred to in clause (e), (f) or (g) and that materially affects their quality for canning or freezing.

(2) Subject to subsection (3), the minimum colour of sour cherries for processing shall be determined by a "B" or "No. 3" plastic colour comparator.

(3) Where a processor enters into a contract for sour cherries for processing with a grower thereof, the processor shall specify in the contract which type of colour comparator will be used.

(4) Tolerances by count or weight for variations incidental to commercial grading and handling of sour cherries for processing shall be not more than,

- (a) 1 per cent affected by decay or worms;
- (b) 5 per cent having the same grade defect; and
- (c) 8 per cent having grade defects of any kind including those referred to in clauses (a) and (b). O. Reg. 788/80, s. 92.

93.—(1) The grade for sweet cherries for processing is as follows:

1. No. 1 Grade, consisting of cherries that are,
  - (a) sound, mature, hand-picked, clean, of one variety, of good colour, well formed and of fair size for the variety;
  - (b) free from decay, worms, pulled pits, doubles, sun-scald, stems, dirt or other foreign matter;
  - (c) free from insect injury and disease;
  - (d) free from softness, shrivelling and bruises;

- (e) free from rain cracks or other skin breaks that exceed one-eighth of an inch in length other than a very thin line encircling the stem end of the cherry;
- (f) free from superficial scars, hail marks, wind whip, limb rub, russetting and similar discolouration or scars that affect an aggregate area per cherry exceeding one-eighth of an inch in diameter;
- (g) free from any scars that materially discolour the flesh;
- (h) in the case of sweet cherries that are processed for canning, of a minimum diameter of three-quarters of an inch; and
- (i) free from any damage, injury or defect or a combination thereof that is not referred to in clause (e), (f) or (g) and that materially affects their quality for canning or freezing.

(2) The minimum colour of sweet cherries for processing shall be determined by a "No. 6" plastic colour comparator.

(3) Tolerances by count or weight for variations incidental to commercial grading and handling of sweet cherries for processing shall be not more than,

- (a) 1 per cent affected by decay or worms;
- (b) 5 per cent having the same grade defect; and
- (c) 8 per cent having grade defects of any kind including those referred to in clauses (a) and (b). O. Reg. 788/80, s. 93.

94.—(1) The grade for brine cherries for processing is as follows:

1. No. 1 Grade, consisting of cherries that are,
  - (a) sound, mature, hand-picked, clean, of one variety, of good colour, well formed and of fair size for the variety;
  - (b) free from decay, worms, pulled pits, doubles, sun-scald, dead stems, dirt or other foreign matter;
  - (c) free from insect injury and disease;
  - (d) free from softness, shrivelling and bruises;
  - (e) free from rain cracks or other skin breaks that exceed one-eighth of an inch in length other than a very thin line encircling the stem end of the cherry;

- (f) free from superficial scars, hail marks, wind whip, limb rub, russeting and similar discolouration or scars that affect an aggregate area per cherry exceeding one-eighth of an inch in diameter;
- (g) free from any scars that materially discolour the flesh;
- (h) of a minimum size of nine-sixteenths of an inch in diameter; and
- (i) free from any damage, injury or defect or a combination thereof that is not referred to in clause (e), (f) or (g) and that materially affects their quality for canning or freezing.

(2) Tolerances by count or weight for variations incidental to commercial grading and handling of brine cherries for processing shall be not more than,

- (a) 1 per cent affected by decay or worms;
- (b) 5 per cent having the same grade defect; and
- (c) 8 per cent having grade defects of any kind including those referred to in clauses (a) and (b). O. Reg. 788/80, s. 94.

#### 95. In sections 92, 93 and 94,

- (a) "double" means a cherry that has the appearance of attached twin cherries; and
- (b) "mature" means having reached the state of maturity at which the pit will separate cleanly from the flesh. O. Reg. 788/80, s. 95.

#### PEACHES

96.—(1) The grade for peaches for processing is as follows:

- 1. No. 1 Grade, consisting of peaches that are,
  - (a) uniformly mature, ripe or firm, not soft or hard, well formed, sound, clean, hand-picked, of good colour and of one variety;
  - (b) free from decay, worms, disease, skin punctures or skin breaks, growth cracks, split pits and gum;
  - (c) free from damage by insects;
  - (d) free from damage caused by russeting and limb rub that affects an aggregate area per peach that exceeds 5 per cent of the surface area of the peach;

- (e) free from damage caused by hail marks and bruises other than such slight bruises as are incidental to the grading, packing and handling of peaches; and
- (f) free from any damage, injury or defect that causes such waste as to not yield, after trimming, two well formed halves, or that materially affects the quality of the peach.

#### (2) In this section,

- (a) "firm" means fairly solid but yielding very slightly to moderate pressure;
- (b) "ripe" means yielding readily to moderate pressure;
- (c) "soft" means, with respect to peaches that are not clingstone peaches, over-ripe, possessing very little resistance to slight pressure and having reached a stage of growth that is too far advanced to be desirable for processing; and
- (d) "well formed" includes being capable of yielding two well shaped halves.

(3) Tolerances by count for variations incidental to commercial grading and handling of peaches for processing shall be not more than,

- (a) 3 per cent affected by decay;
- (b) 5 per cent having the same grade defect; and
- (c) 10 per cent having grade defects of any kind including those referred to in clauses (a) and (b). O. Reg. 788/80, s. 96.

#### PEARS

97.—(1) The grade for pears for processing is as follows:

- 1. No. 1 Grade, consisting of pears that are,
  - (a) mature, hand-picked, sound, firm, well formed, capable of yielding two well shaped halves and of one variety;
  - (b) free from scald, hard end, black end, internal breakdown, decay, worms, drought, spots, sooty blotch and ink spots; and
  - (c) free from damage that cannot be completely removed in the ordinary process of paring the pears for commercial use and that is caused by,
    - (i) bruises,



- (ii) russetting that is not characteristic of the variety and that affects an aggregate area per pear that exceeds 5 per cent of the surface area of the pear,
- (iii) insect injury,
- (iv) limb rub or leaf marks, other than limb rub or leaf marks of a russet character that do not harm the quality of the pear,
- (v) hail marks,
- (vi) sun-scald or spray burns, other than sun-scald or spray burns that have only slightly changed the normal colour of the pear and have caused no blistering or cracking of the skin,
- (vii) skin punctures,
- (viii) insects, other than leaf roller injury that is not more than one-half of an inch in diameter and does not deform the pear, or
- (ix) disease.

(2) The firmness for No. 1 Grade pears for processing of the Bartlett variety shall be not less than sixteen pounds and not more than twenty pounds as indicated by a pressure tester having a five-sixteenths of an inch plunger.

(3) Tolerances by count for variations incidental to commercial grading and handling of pears for processing shall not be more than,

- (a) 1 per cent affected by worms;
- (b) 3 per cent over-mature;
- (c) 5 per cent having the same grade defect; and
- (d) 10 per cent having grade defects of any kind including those referred to in clauses (a), (b) and (c). O. Reg. 788/80, s. 97.

#### PLUMS AND FRESH PRUNES

98.—(1) The grade for plums and fresh prunes for processing is as follows:

- 1. No. 1 Grade, consisting of plums or prunes that are,
  - (a) well formed, mature, clean, of good colour and of one variety;
  - (b) free from plum rot, decay, insect injury, leaf marks, doubles, sun-scald

where the softening or collapse of the flesh is apparent, russetting and disease;

- (c) free from skin breaks that are not healed other than those that are caused by pulled stems and do not extend beyond the stem basin;
- (d) free from heat injury that is extensive or not light in colour;
- (e) free from sunburn that has materially changed the normal colour of the plum or prune or that has caused the skin to blister or crack;
- (f) free from growth cracks;
- (g) free from split pits;
- (h) free from drought spots and gum spots;
- (i) free from insects;
- (j) free from bruising other than slight bruising incidental to grading and handling of plums and prunes;
- (k) free from hail marks or other similar depressions or scars that are not shallow or superficial or that affect an aggregate area per plum or prune exceeding one-quarter of an inch in diameter;
- (l) free from any combination of two or more of the defects referred to in clause (c), (d), (e), (f), (g), (h), (i), (j) or (k) the seriousness of which exceeds the tolerance prescribed for any one defect in the combination; and
- (m) free from any damage, injury or defect or a combination thereof that is not referred to in clause (c), (d), (e), (f), (g), (h), (i), (j) or (k) and that materially affects their appearance, edibility or processing quality.

(2) In subsection (1), "double" means a plum or a prune that has the appearance of attached twin plums or prunes.

(3) Tolerances by count for variations incidental to commercial grading and handling of plums and fresh prunes for processing shall be not more than,

- (a) 3 per cent affected by decay;
- (b) 4 per cent having the same grade defects; and
- (c) 8 per cent having grade defects of any kind including those referred to in clauses (a) and (b).



(4) Plums or fresh prunes in a lot do not meet the requirements for No. 1 Grade plums or fresh prunes for processing where,

- (a) a contract between a grower and a processor for the plums or fresh prunes for processing provides that the plums or fresh prunes shall be without stems; and
- (b) more than 4 per cent of the plums or fresh prunes in the lot have stems attached. O. Reg. 788/80, s. 98.

#### TOMATOES FOR CANNING

99.—(1) Where tomatoes are bought from the grower on a grade basis for the purpose of canning, the grades for the tomatoes are as follows:

1. No. 1 Grade, consisting of tomatoes that are,
  - (a) firm, ripe, well formed and well coloured;
  - (b) free from black moulds that affect the flesh of the tomato, worms that have penetrated the wall of the tomato, decay and anthracnose; and
  - (c) free from damage caused by growth cracks, insects, disease, cat-faces, sunburn, sun-scald, white moulds or frost injury or by mechanical or other means.
2. No. 2 Grade, consisting of tomatoes that do not meet the requirements for No. 1 Grade but are,
  - (a) ripe and fairly well coloured;
  - (b) free from worms that have penetrated the wall of the tomato; and
  - (c) free from serious damage caused by growth cracks, insects, disease, cat-faces, sunburn, sun-scald, moulds or frost injury, or by mechanical or other means.
3. Culls, consisting of tomatoes that do not meet the requirements of No. 2 Grade.

(2) The minimum size for each grade may be fixed by agreement between the seller and the purchaser and tomatoes below the fixed minimum are culls.

(3) In subsection (1),

- (a) "damage" means any injury that causes a loss to a tomato in trimming and peeling of more than 10 per cent by weight;
- (b) "fairly well coloured" means that the flesh of the tomato shows at least two-thirds red col-

our and has an Agtron E reading from 54 to 84, both inclusive;

- (c) "firm" means that the tomato is not soft, puffy, shrivelled or water soaked;
- (d) "serious damage" means any injury that causes loss to a tomato in trimming and peeling of more than 15 per cent by weight for black mould and 20 per cent for all other defects;
- (e) "well coloured" means that the flesh of the tomato shows at least 90 per cent red colour and has an Agtron E reading from 1 to 53, both inclusive; and
- (f) "well formed" means that the tomato is fairly round and not badly misshapen. O. Reg. 788/80, s. 99.

#### TOMATOES FOR STRAINED TOMATO PRODUCTS

100.—(1) Where tomatoes are bought from the grower on a grade basis for the purpose of manufacturing into strained tomato products the grades for the tomatoes are as follows:

1. No. 1 Grade, consisting of tomatoes that are,
  - (a) fairly firm, ripe and well coloured;
  - (b) free from black moulds that affect the flesh of the tomato, worms that have penetrated the wall of the tomato, anthracnose, stems and frost injury; and
  - (c) free from damage caused by growth cracks, shrivelling, white moulds, decay, insects, disease, sunburn, sun-scald, woody cat-faces or other means.
2. No. 2 Grade, consisting of tomatoes that are,
  - (a) ripe and fairly well coloured;
  - (b) free from worms that have penetrated the wall of the tomato; and
  - (c) free from serious damage caused by growth cracks, shrivelling, moulds, decay, insects, disease, sunburn, sun-scald, woody cat-faces or by other means.
3. Culls, consisting of tomatoes that do not meet the requirements of No. 2 Grade.

(2) In subsection (1),

- (a) "damage" means any injury that causes a loss to the tomato in trimming of more than 10 per cent by weight;

(b) "fairly firm" means that the tomato is not water soaked, puffy, or sun blistered;

(c) "fairly well coloured" means that the flesh of the tomato shows at least two-thirds red colour and has an Agtron E reading from 49 to 76, both inclusive;

(d) "serious damage" means any injury that causes a loss to a tomato in trimming of more than 15 per cent by weight for black mould and 20 per cent by weight for all other defects; and

(e) "well coloured" means that the flesh of the tomato shows at least 90 per cent red colour and has an Agtron E reading from 1 to 48, both inclusive.

(3) Tomatoes in a lot that have stems attached and that otherwise meet the requirements for No. 1 Grade shall be deemed to meet the requirements for No. 1 Grade Tomatoes for manufacturing into strained tomato products where a contract between a grower and a processor for the tomatoes provides that the tomatoes may have stems attached. O. Reg. 788/80, s. 100.

101.—(1) Tomatoes bought by a processor from a grower for the purpose of canning and manufacturing

into strained tomato products shall be bought on a grade basis.

(2) All grading of tomatoes bought under subsection (1) shall be by inspectors or graders appointed under the Act.

(3) No processor shall buy tomatoes from a grower for the purposes mentioned in subsection (1) unless the tomatoes are graded.

(4) Where tomatoes are bought for the purposes mentioned in subsection (1),

(a) subject to clause (b), a tomato that is otherwise of No. 1 Grade but has a stem that extends beyond the natural node shall be deemed to be of No. 2 Grade;

(b) a tomato of stemless variety that is otherwise of No. 1 Grade but has a stem that exceeds one inch in length shall be deemed to be of No. 2 Grade; and

(c) a cluster of tomatoes on a branch shall be deemed to be of No. 2 Grade except that any individual tomato that does not meet the requirements of No. 2 Grade shall be removed and deemed to be a Cull. O. Reg. 788/80, s. 101.

## REGULATION 333

under the Farm Products Grades and Sales Act

### GRADES FOR HOG CARCASSES

#### 1. In this Regulation,

- (a) "carcass" means the carcass of an animal of the swine species, including the head, leaflard, kidneys, tongue including hyoid bone, tenderloins, diaphragm, tail, back-bone and feet;
- (b) "Commissioner" means the Live Stock Commissioner of Ontario;
- (c) "establishment" means any establishment registered under the *Meat Inspection Act* (Canada), or the *Meat Inspection Act* (Ontario) or approved under the Hog Carcass Grading Regulations under the *Canada Agricultural Products Standards Act*;
- (d) "grader" means a grader assigned to an establishment for the purpose of grading carcasses;
- (e) "inspector" means an inspector appointed under the Act;
- (f) "operator" means a person operating an establishment;
- (g) "shipper" means a shipper licensed under the Ontario Pork Producers' Marketing Plan;
- (h) "veterinary inspector" means a person appointed or designated as an inspector under the *Meat Inspection Act* (Canada) or the *Meat Inspection Act* (Ontario). O. Reg. 806/75, s. 1.

2. Carcasses are designated as farm products. O. Reg. 806/75, s. 2.

3. The following grade names for carcasses and the grades and standards therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

- 1. Canada Index 112.
- 2. Canada Index 110.
- 3. Canada Index 109.
- 4. Canada Index 107.
- 5. Canada Index 105.

6. Canada Index 103.

7. Canada Index 102.

8. Canada Index 100.

9. Canada Index 98.

10. Canada Index 97.

11. Canada Index 95.

12. Canada Index 92.

13. Canada Index 88.

14. Canada Index 91 (heavy).

15. Canada Index 87 (heavy).

16. Canada Index 87 (light).

17. Canada Index 85 (extra-heavy).

18. Canada Index 82 (extra-heavy).

19. Canada Index 80 (deficient).

20. Canada Index 67 (ridgling).

21. Canada Stag.

22. Canada Sow Class 1.

23. Canada Sow Class 2. O. Reg. 806/75, s. 3.

4. Every operator shall ensure that each carcass measured for the purposes of this Regulation is,

- (a) completely and accurately split with the spinous processes of the thoracic vertebrae remaining on the left side;
- (b) open through the tailhead to within one inch above the atlas joint; and
- (c) measured on the left side. O. Reg. 806/75, s. 4.

5.—(1) The standards for Type demerits established under the *Canada Agricultural Products Standards Act* are hereby adopted in whole.

(2) The standards for Quality demerits established under the *Canada Agricultural Products Standards Act* are hereby adopted in whole.

(3) Before a grader applies a Quality demerit to any carcass the operator may elect to hold that carcass for final appraisal after it has been chilled. O. Reg. 806/75, s. 5.

6.—(1) No carcass shall be graded,

- (a) by a person other than a grader;
- (b) at a place other than an establishment;
- (c) unless the grader is provided with a sufficient number of efficient helpers to assist him in his duties;
- (d) if the operator is of the opinion that he does not have freedom from interference in carrying out his duties; and
- (e) unless the carcass is from an animal slaughtered in the establishment where it is to be graded.

(2) A grader is not required to grade a carcass unless it is presented to him during reasonable working hours.

(3) In grading any carcass the grader shall not take into account bruises or other marks that are evident at the time of grading unless he determines that such bruises or marks are the result of physical injury of farm origin. O. Reg. 806/75, s. 6.

7.—(1) Where a grader has graded a carcass he may, at the request of any consignor or his agent, issue a grade certificate for any carcass or carcasses graded by him at an establishment if the consignor or agent,

- (a) has placed on each of the animals to be carcass graded the distinct and specific tattoo mark of identity referred to in section 8; and
- (b) has completed and filed with the grader at the establishment at the time of delivery of the animal or animals, as the case may be, to the operator of the establishment the manifest referred to in section 8.

(2) A grader may refuse to issue a grade certificate for any carcass where he believes, on reasonable

and probable grounds, that the provisions of the Act or this Regulation have been contravened by means of or in relation to such carcass until such time as he is satisfied that such provisions have been complied with.

(3) A grade certificate shall indicate any carcasses that have been condemned by a veterinary inspector. O. Reg. 806/75, s. 7.

8.—(1) A shipper, upon taking delivery of animals from a producer, shall place a tattoo mark of identity on the shoulder of each animal of each producer's lot before any of the lot has mingled with any other producers' animals.

(2) No shipper shall ship, transport or deliver to an assembly yard under the Ontario Pork Producers' Marketing Plan or to an establishment animals that do not bear a tattoo mark of identity.

(3) A shipper shall complete a manifest in a form approved by the Commissioner before the animals in a shipment are delivered to an assembly yard or establishment.

(4) The shipper shall deliver the manifest to the person in charge of the assembly yard to which the animals are delivered or to the inspector at the establishment at which the animals are to be slaughtered, as the case may be.

(5) Where animals are delivered to an assembly yard, the person in charge of the assembly yard shall forward the manifest to the inspector at the establishment at which the hogs are to be slaughtered. O. Reg. 806/75, s. 8.

9.—(1) Where an inspector detains a carcass, he shall place thereon a tag indicating that the carcass is under detention.

(2) Except as authorized by an inspector, no person shall remove from a carcass a tag placed thereon by an inspector pursuant to this section. O. Reg. 806/75, s. 9.

10. A carcass bought by an operator shall be deemed to be bought on the basis of the grade shown on any grading certificate issued respecting such carcass. O. Reg. 806/75, s. 10.



## REGULATION 334

under the Farm Products Grades and Sales Act

### GRADES FOR LAMB AND MUTTON CARCASSES

#### 1. In this Regulation,

(a) "brand" means an imprint described in Schedule 2;

(b) "carcass" means the entire carcass of an animal of the sheep species, but does not include,

(i) the pelt, that part of the head and neck forward of the first cervical joint, that part of the hind shank below the ankle joint, that part of the foreshank below the break joint in the case of lamb, and below the ankle joint in the case of mutton, the alimentary canal, liver, spleen, genital tract and genitalia, heart, lungs, membranous portion of the diaphragm, heart fat, external cod or udder fat, and the tail posterior to the third coccygeal vertebra; or

(ii) any portion of the carcass the removal of which is required under the *Meat Inspection Act* (Canada) or the *Meat Inspection Act* (Ontario) or any regulation made thereunder;

(c) "Commissioner" means the Live Stock Commissioner of Ontario;

(d) "district supervisor" means a District Supervisor of the Livestock Division of the Department of Agriculture of Canada;

(e) "establishment" means any establishment registered under the *Meat Inspection Act* (Canada), the *Lamb and Mutton Carcass Grading Regulations* under the *Canada Agricultural Products Standards Act* or the *Meat Inspection Act* (Ontario);

(f) "grader" means a grader assigned to an establishment for the purpose of grading carcasses;

(g) "inspector" means an inspector appointed under the Act;

(h) "lamb carcass" means the carcass of an animal of the sheep species of either sex, up to and including twelve months of age, having four well-defined relatively soft

ridges at the break joint of the fore-legs;

(i) "mutton carcass" means the carcass of an animal of the sheep species, of either sex, more than twelve months of age, having two smooth hard white ridges where the feet are severed at the ankle (spool) joint and bones somewhat whiter and harder than those in a lamb carcass;

(j) "operator" means a person operating an establishment. O. Reg. 808/75, s. 1.

2. Carcasses are designated as farm products. O. Reg. 808/75, s. 2.

3.—(1) The following grade names for lamb carcasses and the grades and standards therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

1. Canada A1.

2. Canada A2.

3. Canada A3.

4. Canada A4.

5. Canada B.

6. Canada C1.

7. Canada C2.

(2) The following grade names for mutton carcasses and the grades and standards therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

1. Canada D1.

2. Canada D2.

3. Canada D3.

4. Canada D4.

5. Canada E. O. Reg. 808/75, s. 3.

4.—(1) No carcass shall be graded,

(a) by a person other than a grader;

(b) at a place other than an establishment;



- (c) unless the grader is provided with a sufficient number of efficient helpers to assist him in his duties ;
- (d) if the grader is of the opinion that he does not have freedom from interference in carrying out his duties; and
- (e) unless the carcass is from an animal slaughtered in the establishment where it is to be graded.

(2) A grader is not required to grade a carcass unless it is presented to him for grading during reasonable hours mutually agreed upon between the operator and the district supervisor. O. Reg. 808/75, s. 4.

5.—(1) No carcass shall be considered graded unless it bears a grade stamp in the shape and size set out in Schedule 1 that has been applied by a grader indicating the applicable grade name for that carcass.

(2) No grade stamp shall be applied to a carcass unless the carcass bears the inspection legend required by the regulations made under the *Meat Inspection Act* (Canada) or the *Meat Inspection Act* (Ontario).

(3) The grade stamp shall be applied in brown ink. O. Reg. 808/75, s. 5.

6.—(1) Brands in a continuous strip in the form set out in Schedule 2 bearing the grade name indicated on the grade stamp applied pursuant to this Regulation shall be applied in accordance with the instructions of the grader in the establishment where the animal was slaughtered on each side of the carcass extending the full length of the carcass from the hock over the leg, the saddle and shoulder at a distance of approximately 2 inches from the vertebrae.

(2) Brands shall be applied in ink that has been approved by the Commissioner.

(3) Brands bearing the grade name set out in Column I of an item of the Table shall be in the colour set out in Column II of that item.

TABLE

ITEM	COLUMN I	COLUMN II
	GRADES	GRADES
1.	Canada A1.	Red
2.	Canada A2.	Red
3.	Canada A3.	Red
4.	Canada A4.	Red

ITEM	COLUMN I	COLUMN II
	GRADES	GRADES
5.	Canada B.	Blue
6.	Canada C1.	Brown
7.	Canada C2.	Brown
8.	Canada D1.	Black
9.	Canada D2.	Black
10.	Canada D3.	Black
11.	Canada D4.	Black
12.	Canada E.	Black

O. Reg. 808/75, s. 6.

7. No person other than an operator shall apply a brand to a graded carcass. O. Reg. 808/75, s. 7.

8. A stamp bearing the name or logo of a producer, retailer or wholesaler and a date may be applied on a carcass if the stamp,

- (a) is applied in brown ink or in ink of a colour corresponding to the colour of the brand that has been applied to the carcass ;
- (b) does not exceed three inches in height or width ;
- (c) is not applied in more than one place on the carcass ; and
- (d) is not in contact with the grader's stamp. O. Reg. 808/75, s. 8.

9. Where a grader has graded a carcass he may, at the request of any consignor or his agent, issue a grade certificate for any carcass or carcasses graded by him at an establishment, if the consignor or agent,

- (a) has placed on each of the animals to be carcass graded distinct and specific identification approved by the Commissioner that has been transferred to or otherwise appears on the carcass of such animal ; and
- (b) has completed and filed with the grader at the establishment at the time of delivery of the animal or lot of animals, as the case may be, to the operator of the establishment, a manifest in a form prescribed by the Commissioner. O. Reg. 808/75, s. 9.

**10.**—(1) Where an inspector detains a carcass, he shall place thereon a tag indicating that the carcass is under detention.

(2) Except as authorized by an inspector, no person shall remove from a carcass a tag placed thereon by an inspector pursuant to this section. O. Reg. 808/75, s. 10.

**11.**—(1) No person shall sell, offer for sale or have in possession for sale any carcass that is marked or stamped unless it has been marked or stamped in accordance with the Act and this Regulation.

(2) No person shall apply to a carcass an impression, mark or stamp of any kind that is not a brand or a grade and that might be construed as a brand or grade stamp. O. Reg. 808/75, s. 11.

**12.** Carcasses shall be divided into lamb carcasses and mutton carcasses in accordance with the characteristics set out in,

(a) clauses 1 (*h*) and (*i*); and

(b) the standards referred to in section 3. O. Reg. 808/75, s. 12.

**13.** No person shall in any advertisement offering the whole or any part of a lamb carcass or a mutton carcass for sale,

(a) make any statement that is untrue, deceptive, misleading or that is likely to deceive or mislead any person; or

(b) use any words that resemble a grade name or that may be mistaken by any person for a grade name other than a grade name applied to the lamb carcass or mutton

carcass, as the case may be, under this Regulation. O. Reg. 493/76, s. 1.

### Schedule 1

#### GRADE STAMP

Dimensions: 1 inch square



O. Reg. 808/75, Sched. 1.

### Schedule 2

1. Form a brand in a continuous strip required to show grade names on carcasses:

CANADA  
A1

CANADA  
A1

CANADA  
A1

CANADA  
A1

2.—(1) The width of the brand shall be one and three-eighths of an inch and no word shall exceed that length.

(2) All letters in the grade name shall be block capitals (Gothic) and shall be at least five-sixteenths of an inch in height. O. Reg. 808/75, Sched. 2.



## REGULATION 335

### under the Farm Products Grades and Sales Act

#### GRADES FOR POULTRY

##### INTERPRETATION

#### 1. In this Regulation,

(a) "consumer" means a person who buys undrawn dressed poultry or eviscerated poultry for use by himself or his household and not for resale;

(b) "eviscerated poultry" means slaughtered poultry from which the blood, feathers, head, legs at the hock joints, oil sac and viscera, including the respiratory, digestive, reproductive and urinary systems have been removed;

(c) "further processing" means the cutting into parts, canning or manufacturing into food products of undrawn dressed poultry or eviscerated poultry;

(d) "poultry" means,

(i) chicken—being young birds of either sex that have flexible cartilage at the posterior end of the breast or keel bone and tender meat and soft skin of smooth texture,

(ii) chicken capon—being male chickens that have undergone a process resulting in a complete removal or inactivation of the sex organs, and that have a flexible cartilage at the posterior end of the breast or keel bone, tender meat and soft skin of smooth texture,

(iii) fowl—being mature chickens of either sex with rigid cartilage at the posterior end of the breast or keel bone; male birds may have lengthy hard spur development,

(iv) turkey, including,

(A) young turkey, being young birds of either sex, having flexible cartilage at the posterior end of the breast or keel bone, tender meat and soft skin of smooth texture, and

(B) mature turkey, being mature birds of either sex, having rigid

cartilage at the posterior end of the breast or keel bone,

(v) ducks, including,

(A) young ducks, being young birds of either sex, having flexible cartilage at the posterior end of the breast or keel bone, tender meat and soft skin of smooth texture, and

(B) mature ducks, being mature birds of either sex, having rigid cartilage at the posterior end of the breast or keel bone,

(vi) geese, including,

(A) young geese, being young birds of either sex, having flexible cartilage at the posterior end of the breast or keel bone, tender meat and soft skin of smooth texture, and

(B) mature geese, being mature birds of either sex, having rigid cartilage at the posterior end of the breast or keel bone;

(e) "producer" means a person who produces poultry;

(f) "producer-grader" means a person to whom a grader's certificate has been issued as a producer-grader under the *Canada Agricultural Products Standards Act*;

(g) "registered station" means a place in respect of which a certificate of registration as,

(i) a registered poultry killing and dressing station, or

(ii) a registered poultry grading station,

has been issued under the *Canada Agricultural Products Standards Act*;

(h) "undrawn dressed poultry" means slaughtered poultry from which the blood and feathers have been removed;

(i) "vendor" means a person who sells or offers for sale undrawn dressed poultry

or eviscerated poultry to a retail or wholesale market, a consumer, a retail store, an institution, a hotel, a restaurant, a barbecue or to anyone commercially engaged in serving meals. O. Reg. 204/72, s. 1.

#### APPLICATION OF REGULATION

2. Undrawn dressed poultry and eviscerated poultry are designated as farm products. O. Reg. 204/72, s. 2.

#### GENERAL

3.—(1) Subject to subsections (2) and (3) and section 4, no person shall pack, transport, ship, advertise, sell, offer for sale or hold in possession for sale any undrawn dressed poultry or eviscerated poultry unless the poultry has been graded and marked to indicate the kind and grade of the poultry in accordance with the standards set out in Schedules 1, 2, 3, 4, 5 and 6.

(2) Undrawn dressed or eviscerated poultry that is not marked as required in subsection (1) may be transported or shipped to a registered station for the purpose of being graded.

(3) Poultry being shipped for further processing is not required to be individually marked. O. Reg. 204/72, s. 3.

4. Notwithstanding section 3, a producer may, in any place in Ontario, including any public market, advertise, sell, offer for sale, hold in possession for sale or transport undrawn dressed poultry or eviscerated poultry that is not marked as required in section 3, if the poultry is produced on his own farm and is advertised, sold, offered for sale, held in possession for sale or transported to consumers only. O. Reg. 204/72, s. 4.

#### MARKING

5. Any person grading poultry pursuant to the Act or this Regulation shall mark each individual bird of such poultry to show,

- (a) the name of the kind, and in the case of turkeys, ducks and geese the word "Young" or the word "Mature" preceding the kind;
- (b) the name of the grade; and
- (c) the words "Reg. No." followed by,
  - (i) the certificate number and letters assigned to the producer-grader, or
  - (ii) the registered station number and letter assigned to the operator of the registered station,

as the case may be. O. Reg. 204/72, s. 5.

6. (1) The individual bird markings referred to in section 5 shall be placed on metal tags, inserts or transparent bags for packing individual birds.

(2) Where the bird markings are on a tag, the tag shall be securely attached to the bird at the "V" formed by the wishbone.

(3) Where the bird markings are on an insert or transparent bag, the markings shall appear in the centre of the breast. O. Reg. 204/72, s. 6.

7. The individual bird markings shall be clear and legible. O. Reg. 204/72, s. 7.

8. The colour of the background on metal tags shall be white and the colour of the lettering on individual bird markings shall be,

- (a) for Canada Grade Special, purple;
- (b) for Canada Grade A, red;
- (c) for Canada Grade B, blue;
- (d) for Canada Grade Utility, blue;
- (e) for Canada Grade C, yellow; and
- (f) for Canada Grade D, brown. O. Reg. 204/72, s. 8.

9. The size of the lettering on individual bird markings shall be as follows:

- 1. The word or letter denoting the grade shall be at least one-quarter of an inch in height.
- 2. All other required markings shall be at least one-sixteenth of an inch in height, but not larger than the height of the word or letter denoting the grade. O. Reg. 204/72, s. 9.

10. No person other than,

- (a) the operator of a registered station;
- (b) a producer-grader; or
- (c) an inspector,

shall apply the bird markings referred to in section 5. O. Reg. 204/72, s. 10.

11.—(1) Where the bird markings are applied by the operator of a registered station, he shall apply the markings only at the registered station.

(2) Where the bird markings are applied by a producer-grader, he shall apply the markings only at the premises where he is permitted to grade poultry under the *Canada Agricultural Products Standards Act* and the regulations thereunder.



(3) Where poultry has been improperly marked, an inspector may remove or obliterate the bird markings and may apply proper bird markings in accordance with this Regulation. O. Reg. 204/72, s. 11.

#### ADVERTISING

**12.—**(1) No person who sells, offers for sale or holds in possession for sale undrawn dressed poultry or eviscerated poultry shall publish or cause to be published any advertisement or statement respecting the kind or grade of the poultry that is untrue, deceptive, misleading or likely to mislead.

(2) No person shall sell, offer for sale or have in possession for sale at retail any undrawn dressed poultry or eviscerated poultry that has been frozen and subsequently thawed unless the words "Frozen-Thawed" followed by the kind of poultry appear conspicuously on the display in letters at least one inch high and one-half of an inch wide. O. Reg. 204/72, s. 12.

**13.** In any advertisement pertaining to undrawn dressed poultry or eviscerated poultry wherein the price of the poultry appears, the grade name of the poultry shall appear in letters at least one-eighth the size of the numerals of the price and shall appear in letters at least one-quarter of an inch in height and in block type. O. Reg. 204/72, s. 13.

**14.—**(1) Any advertisement pertaining to undrawn dressed poultry or eviscerated poultry shall state the kind of the poultry, whether the poultry is undrawn dressed poultry or eviscerated poultry and whether the poultry has been frozen and subsequently thawed, and in the case of turkeys, ducks or geese, shall state whether they are young or mature.

(2) All matters required to be stated in an advertisement under subsection (1) shall be in letters of a size and prominence at least equal to those of the grade name. O. Reg. 204/72, s. 14.

**15.** All grade markings on undrawn dressed poultry or eviscerated poultry displayed for sale shall be clearly visible and not obscured by other markings or materials. O. Reg. 204/72, s. 15.

**16.** All undrawn dressed poultry and eviscerated poultry on the premises of a vendor shall be deemed to be for sale whether or not the vendor is the owner of the poultry. O. Reg. 204/72, s. 16.

#### DETENTION

**17.—**(1) Where an inspector has placed under detention any undrawn dressed poultry or eviscerated poultry he shall,

- (a) attach to at least one package of the lot a numbered tag, hereinafter referred to as a "detention tag", upon which shall be clearly written,

- (i) the words "Under Detention — Ministry of Agriculture and Food — Province of Ontario",

- (ii) the number assigned by the inspector,

- (iii) a brief description of the lot being detained,

- (iv) the reason for detention,

- (v) the date, and

- (vi) the inspector's signature; and

- (b) mark one end of each package in the lot with a mark consisting of the letters "DET" and the number of the detention tag inside a design of a circle.

(2) Where the poultry detained is not in packages, an inspector may require the owner to place such poultry in packages and the packages shall be marked in accordance with subsection (1). O. Reg. 204/72, s. 17.

**18.** As soon as possible after attaching the detention tag and marking the packages, the inspector shall deliver or mail to the owner of the poultry or his agent, a duly completed notice of detention in Form 1 and, where the poultry is on premises other than that of the owner, he shall also deliver or mail a copy of the notice of detention to the person on whose premises the poultry is found. O. Reg. 204/72, s. 18.

**19.** Except as authorized by an inspector, no person shall alter or remove a detention tag or alter any marks made on any package by an inspector. O. Reg. 204/72, s. 19.

**20.** Except with the written permission of an inspector, no person shall remove, sell or otherwise dispose of any poultry contained in a package on which a detention tag has been placed or in a package marked by an inspector under section 17. O. Reg. 204/72, s. 20.

**21.—**(1) Where an inspector is satisfied that any poultry held under detention complies with this Regulation, he may release the poultry by completing a notice of release in Form 2.

(2) As soon as possible after completing the notice of release, the inspector shall deliver or mail one copy of the notice of release to the owner of the poultry and one copy to the person on whose premises the poultry is located. O. Reg. 204/72, s. 21.

**22.—**(1) The grades for undrawn dressed poultry and eviscerated poultry are established as set out in the following tables:

TABLE 1

1. Canada Grade Special Chicken.
2. Canada Grade A Chicken.
3. Canada Grade B Chicken.
4. Canada Grade Utility Chicken.
5. Canada Grade C Chicken.
6. Canada Grade D Chicken.

TABLE 2

1. Canada Grade Special Capon Chicken.
2. Canada Grade A Capon Chicken.
3. Canada Grade B Capon Chicken.
4. Canada Grade Utility Capon Chicken.
5. Canada Grade C Capon Chicken.
6. Canada Grade D Capon Chicken.

TABLE 3

1. Canada Grade Special Fowl.
2. Canada Grade A Fowl.
3. Canada Grade B Fowl.
4. Canada Grade Utility Fowl.
5. Canada Grade C Fowl.
6. Canada Grade D Fowl.

TABLE 4

1. Canada Grade Special Turkey.
2. Canada Grade A Turkey.
3. Canada Grade B Turkey.
4. Canada Grade Utility Turkey.
5. Canada Grade C Turkey.
6. Canada Grade D Turkey.

TABLE 5

1. Canada Grade Special Duck.
2. Canada Grade A Duck.
3. Canada Grade B Duck.
4. Canada Grade Utility Duck.
5. Canada Grade C Duck.
6. Canada Grade D Duck.

TABLE 6

1. Canada Grade Special Goose.
2. Canada Grade A Goose.
3. Canada Grade B Goose.
4. Canada Grade Utility Goose.
5. Canada Grade C Goose.
6. Canada Grade D Goose.

(2) The standards for the grades established in tables 1, 2, 3, 4, 5 and 6 to subsection (1) are set out in Schedules 1, 2, 3, 4, 5 and 6, respectively. O. Reg. 204/72, s. 22.

### Schedule 1

#### CHICKEN

The standards for the grades established in Table 1 to subsection 22 (1) are as follows:

1. Canada Grade Special Chicken, consisting of undrawn dressed chickens and eviscerated chickens that,
  - (a) are whole, except for the usual cutting for proper evisceration, in the case of eviscerated chickens;
  - (b) are of normal physical conformation with no deformities;
  - (c) are plump, full breasted on both sides of the keel bone at the anterior end, with a slight tapering of flesh toward the posterior end and with the keel bone at the anterior end not projecting more than one-sixteenth of an inch beyond the flesh;

- (d) have a thick deposit of fat at the base of the neck extending in a heavy roll into the "V" of the wishbone and fat showing generally over the breast, thighs and back;
  - (c) do not have more than four pin-feathers on the breast and not more than eight pin-feathers elsewhere on the carcass;
  - (f) have no prominent discolouration;
  - (g) have no more than one skin tear on the breast and the tear does not exceed one-quarter inch in length;
  - (h) do not have more than two skin tears on the carcass elsewhere than on the breast and in the case of undrawn dressed chickens weighing three and one-half pounds or less or eviscerated chicken weighing three pounds, no tear exceeds one-quarter inch in length and in the case of undrawn dressed chicken weighing more than three and one-half pounds or eviscerated chicken weighing more than three pounds, no tear exceeds one-half of an inch in length;
  - (i) do not have any freezer burn other than freezer burn consisting of slight surface desiccation;
  - (j) do not have a dried out appearance;
  - (k) do not have any cysts; and
  - (l) do not have any broken bones.
2. Canada Grade A Chicken, consisting of undrawn dressed chickens and eviscerated chickens that,
- (a) are whole except for the usual cutting for proper evisceration in the case of eviscerated chicken;
  - (b) are of normal physical conformation with no deformities except that the keel bone may be slightly crooked so long as it does not interfere with the normal arrangement and placement of meat;
  - (c) are moderately plump breasted on both sides of the keel bone at the anterior end, with a moderate tapering of flesh towards the posterior end and with the keel bone at the anterior end not projecting more than one-eighth of an inch beyond the flesh;
  - (d) have a definite deposit of fat at the base of the neck with fat continuing up the side of and into the "V" of the wishbone and have evidence of fat over the breast and thighs;
  - (e) do not have more than five pin-feathers on the breast and not more than ten pin-feathers elsewhere on the carcass;
  - (f) do not have more than four prominent discoloured spots on the breast and the total area of the spots does not exceed one-quarter square inch;
  - (g) may have a discolouration from poor bleeding on the area of the neck extending from the head to a point mid-way between the head and the base of the neck, a feather tract discolouration of an amber or reddish tinge on the back, and up to six other prominent discoloured spots on the carcass elsewhere than on the breast if the total area of the other spots does not exceed one square inch;
  - (h) do not have on the breast more than one skin tear and the tear does not exceed one-quarter of an inch in length;
  - (i) have no more than two skin tears on the carcass elsewhere than on the breast and no tear exceeds one-half of an inch in length;
  - (j) do not have any freezer burn other than freezer burn consisting of surface desiccation and the total area of the surface desiccation does not exceed two and one-quarter square inches;
  - (k) do not have a dried out appearance;
  - (l) do not have any cysts;
  - (m) do not have any broken bones.
3. Canada Grade B Chicken, consisting of undrawn dressed chicken and eviscerated chicken that do not meet the requirements for Canada Grade Special Chicken or Canada Grade A Chicken but that,
- (a) are whole except for the usual cutting for proper evisceration in the case of eviscerated chicken;
  - (b) are of normal physical conformation with no deformities except that the keel bone may be slightly crooked;

- (c) have sufficient fullness of flesh on both sides of the keel bone to prevent a sharp falling away of flesh from the anterior end to the posterior end and with the keel bone not projecting more than one-eighth of an inch beyond the flesh;
  - (d) have sufficient fat to prevent a dark red appearance;
  - (e) do not have more than eight pin-feathers on the breast and not more than sixteen pin-feathers elsewhere on the carcass;
  - (f) do not have more than six prominent discoloured spots on the breast and the total area of the spots does not exceed one square inch;
  - (g) may have discolouration from poor bleeding on the neck, feather tract discolouration of an amber or reddish tinge on the back and up to six other prominent discoloured spots on the carcass elsewhere than on the breast if the total area of the other spots does not exceed one and one-quarter square inches;
  - (h) have no more than two skin tears on the breast and no tear exceeds one-half of an inch in length;
  - (i) have no more than three skin tears on the carcass elsewhere than on the breast and no tear exceeds one-half of an inch in length;
  - (j) may have freezer burn consisting of deep pitted desiccation if the total area of deep pitted desiccation does not exceed two and one-quarter square inches;
  - (k) do not have more than one cyst and the cyst is small, loose and not discoloured; and
  - (l) do not have any broken bones.
4. Canada Grade Utility Chicken, consisting of undrawn dressed chicken and eviscerated chicken that do not meet the requirements for Canada Grade Special Chicken, Canada Grade A Chicken or Canada Grade B Chicken but that,
- (a) may have, in the case of eviscerated chicken, the usual cutting for evisceration;
  - (b) subject to clause c, have flesh that is substantially intact except that a small portion of the flesh may be cut away if no appreciable loss in meat yield is occasioned thereby;
  - (c) may have had the wings removed in whole or in part, one leg including the thigh may have been removed completely, if the other leg is intact, or the drumstick of each leg may have been removed, and the tail may have been removed at the base, so long as the limbs have been severed only at a joint;
  - (d) have areas of skin missing if the areas do not exceed in aggregate the area of one-half of the breast;
  - (e) subject to clauses (a), (b), (c) and (d), are whole;
  - (f) have sufficient fullness of flesh on both sides of the keel bone to prevent a sharp falling away of flesh from the anterior to the posterior end and with the keel bone not projecting more than one-eighth of an inch beyond the flesh;
  - (g) have sufficient fat to prevent a dark red appearance;
  - (h) do not have more than eight pin-feathers on the breast and not more than sixteen pin-feathers elsewhere on the carcass;
  - (i) do not have more than six prominent discoloured spots on the breast and the total area of the spots does not exceed one square inch;
  - (j) may have discolouration from poor bleeding on the neck, feather tract discolouration of an amber or reddish tinge on the back, and up to six other prominent discoloured spots on the carcass elsewhere than on the breast if the total area of the other spots does not exceed one and one-quarter square inches;
  - (k) do not have more than one cyst and the cyst is small, loose and not discoloured;
  - (l) may have freezer burn consisting of deep pitted desiccation if the total area of deep pitted desiccation does not exceed two and one-quarter square inches; and
  - (m) may have dislocated or broken wing or leg bones, so long as no other bone is dislocated or broken.



5. Canada Grade C Chicken, consisting of undrawn dressed chickens and eviscerated chickens that do not meet the requirements for Canada Grade Special Chicken, Canada Grade A Chicken, Canada Grade B Chicken or Canada Grade Utility Chicken but that,
  - (a) are whole except for the usual cutting for proper evisceration in the case of eviscerated chicken;
  - (b) have sufficient fullness of flesh on both sides of the keel bone to prevent an extremely sharp falling away of flesh from the anterior to the posterior end and with the keel bone not projecting more than three-sixteenths of an inch beyond the flesh;
  - (c) may have pin-feathers or discolouration caused by pin-feathers;
  - (d) subject to clause (c), do not have discolouration on the breast in excess of an area of two and one-quarter square inches;
  - (e) may have discolouration from poor bleeding on the neck, feather tract discolouration of an amber or reddish tinge on the back and subject to clause (c), other discoloured spots on the carcass elsewhere than on the breast if the total area of the other spots does not exceed two and one-quarter square inches; and
  - (f) do not have any discoloured cysts.
6. Canada Grade D Chicken, consisting of undrawn dressed chickens and eviscerated chickens that do not meet the requirements for Canada Grade Special Chicken, Canada Grade A Chicken, Canada Grade B Chicken, Canada Grade Utility Chicken or Canada Grade C Chicken but that,
  - (a) are whole except for the usual cutting for proper evisceration in the case of eviscerated chicken;
  - (b) have some flesh on both sides of the keel bone;
  - (c) subject to clause (c), do not have severe discolouration from any cause. O. Reg. 204/72, Sched. 1.
1. Canada Grade Special Chicken Capon, consisting of undrawn dressed chicken capons and eviscerated chicken capons that,
  - (a) have the breast, thighs and back well covered with fat; and
  - (b) in all other respects meet the standards for Canada Grade Special Chicken as prescribed in paragraph 1 of Schedule 1.
2. Canada Grade A Chicken Capon, consisting of undrawn dressed chicken capons and eviscerated chicken capons that,
  - (a) have the breast, thighs and back reasonably well covered with fat; and
  - (b) in all other respects meet the standards for Canada Grade A Chicken as prescribed in paragraph 2 of Schedule 1.
3. Canada Grade B Chicken Capon, consisting of undrawn dressed chicken capons and eviscerated chicken capons that do not meet the requirements for Canada Grade Special Chicken Capon or Canada Grade A Chicken Capon but meet the standards for Canada Grade B Chicken as prescribed in paragraph 3 of Schedule 1.
4. Canada Grade Utility Chicken Capon, consisting of undrawn dressed chicken capons and eviscerated chicken capons that do not meet the requirements for Canada Grade Special Chicken Capon, Canada Grade A Chicken Capon or Canada Grade B Chicken Capon but meet the standards for Canada Grade Utility Chicken as prescribed in paragraph 4 of Schedule 1.
5. Canada Grade C Chicken Capon, consisting of undrawn dressed chicken capons and eviscerated chicken capons that do not meet the requirements for Canada Grade Special Chicken Capon, Canada Grade A Chicken Capon, Canada Grade B Chicken Capon or Canada Grade Utility Chicken Capon but meet the standards for Canada Grade C Chicken as prescribed in paragraph 5 of Schedule 1.
6. Canada Grade D Chicken Capon, consisting of undrawn dressed chicken capons and eviscerated chicken capons that do not meet the requirements for Canada Grade Special Chicken Capon, Canada Grade A Chicken Capon, Canada Grade B Chicken Capon, Canada Grade Utility Chicken Capon or Canada Grade C Chicken Capon but meet the standards for Canada Grade D Chicken as prescribed in paragraph 6 of Schedule 1. O. Reg. 204/72, Sched. 2.

## Schedule 2

### CHICKEN CAPON

The standards for the grades established in Table 2 to subsection 22 (1) are as follows:



**Schedule 3****FOWL**

The standards for the grades established in Table 3 to subsection 22 (1) are as follows:

1. Canada Grade Special Fowl, consisting of undrawn dressed fowl and eviscerated fowl that,

- (a) are whole except for the usual cutting for proper evisceration in the case of eviscerated fowl;
- (b) are of normal physical conformation with no deformities;
- (c) are plump, full breasted on both sides of the keel bone at the anterior end, with a slight tapering of flesh toward the posterior end and the keel bone at the anterior end not projecting more than one-sixteenth of an inch beyond the flesh;
- (d) have the breast, thighs and back well covered with fat;
- (e) do not have more than four pin-feathers on the breast and not more than eight pin-feathers elsewhere on the carcass;
- (f) have no prominent discolouration;
- (g) have no more than one skin tear on the breast and the tear does not exceed one-quarter of an inch in length;
- (h) have no more than two skin tears on the carcass elsewhere than on the breast and no tear exceeds one-half of an inch in length;
- (i) do not have any freezer burn other than freezer burn consisting of slight surface desiccation;
- (j) do not have a dried out appearance;
- (k) do not have any cysts; and
- (l) do not have any broken bones.

2. Canada Grade A Fowl, consisting of undrawn dressed fowl and eviscerated fowl that,

- (a) are whole except for the usual cutting for proper evisceration in the case of eviscerated fowl;

- (b) are of normal physical conformation with no deformities except that the keel bone may be slightly crooked so long as it does not interfere with the normal arrangement and placement of meat;
- (c) are moderately plump breasted on both sides of the keel bone at the anterior end, with a moderate tapering of flesh towards the posterior end and with the keel bone at the anterior end not projecting more than one-eighth of an inch beyond the flesh;
- (d) have the breast, thighs and back reasonably well covered with fat;
- (e) do not have more than five pin-feathers on the breast and not more than ten pin-feathers elsewhere on the carcass;
- (f) do not have more than four prominent discoloured spots on the breast and the total area of the spots does not exceed one-quarter square inch;
- (g) may have a discolouration from poor bleeding on the area of the neck extending from the head to a point mid-way between the head and the base of the neck, a feather tract discolouration of an amber or reddish tinge on the back, and up to six other prominent discoloured spots on the carcass elsewhere than on the breast if the total area of the other spots does not exceed one square inch;
- (h) do not have on the breast more than one skin tear and the skin tear does not exceed one-quarter of an inch in length;
- (i) have no more than three skin tears on the carcass elsewhere than on the breast and no tear exceeds one-half of an inch in length;
- (j) do not have any freezer burn other than freezer burn consisting of surface desiccation and the total area of the surface desiccation does not exceed two and one-quarter square inches;
- (k) do not have a dried out appearance;
- (l) do not have any cysts; and
- (m) do not have any broken bones.

3. Canada Grade B Fowl, consisting of undrawn dressed fowl and eviscerated fowl that do not meet the requirements for Canada Grade Special Fowl or Canada Grade A Fowl, but that,

- (a) are whole except for the usual cutting for proper evisceration in the case of eviscerated fowl;
- (b) are of normal physical conformation with no deformities except that the keel bone may be slightly crooked;
- (c) have sufficient fullness of flesh on both sides of the keel bone to prevent a sharp falling away of flesh from the anterior to the posterior end and with the keel bone not projecting more than one-eighth of an inch beyond the flesh;
- (d) have sufficient fat to prevent a dark red appearance;
- (e) do not have more than eight pin-feathers on the breast and not more than sixteen pin-feathers elsewhere on the carcass;
- (f) do not have more than six prominent discoloured spots on the breast and the total area of the spots does not exceed one square inch;
- (g) may have discolouration from poor bleeding on the neck, feather tract discolouration of an amber or reddish tinge on the back, and up to six other prominent discoloured spots on the carcass elsewhere than on the breast if the total area of the other spots does not exceed one and one-quarter square inches;
- (h) have no more than two skin tears on the breast and no tear exceeds one-half of an inch in length;
- (i) have no more than three skin tears on the carcass elsewhere than on the breast and no tear exceeds one-half of an inch in length;
- (j) may have freezer burn consisting of deep pitted desiccation if the total area of deep pitted desiccation does not exceed two and one-quarter square inches;
- (k) do not have more than one cyst and the cyst is small, loose and not discoloured; and
- (l) do not have any broken bones.

4. Canada Grade Utility Fowl, consisting of undrawn dressed fowl and eviscerated fowl that do not meet the requirements for Canada Grade Special Fowl, Canada Grade A Fowl or Canada Grade B Fowl, but that,

- (a) may have, in the case of eviscerated fowl, the usual cutting for evisceration;
- (b) subject to clause (c), have flesh that is substantially intact except that a small portion of the flesh may be cut away if no appreciable loss in meat yield is occasioned thereby;
- (c) may have had the wings removed in whole or in part, one leg, including the thigh, may have been removed completely if the other leg is intact, or the drumstick of each leg may have been removed, and the tail may have been removed at the base, so long as the limbs have been severed only at a joint;
- (d) have areas of skin missing if the areas do not exceed in aggregate the area of one-half of the breast;
- (e) subject to clauses (a), (b), (c) and (d), are whole;
- (f) have sufficient fullness of flesh on both sides of the keel bone to prevent a sharp falling away of flesh from the anterior to the posterior end and with the keel bone not projecting more than one-eighth of an inch beyond the flesh;
- (g) have sufficient fat to prevent a dark red appearance;
- (h) do not have more than eight pin-feathers on the breast and not more than sixteen pin-feathers elsewhere on the carcass;
- (i) do not have more than six prominent discoloured spots on the breast and the total area of the spots does not exceed one square inch;
- (j) may have discolouration from poor bleeding on the neck, feather tract discolouration of an amber or reddish tinge on the back, and up to six other prominent discoloured spots on the carcass elsewhere than on the breast if the total area of the other spots does not exceed one and one-quarter square inches;
- (k) do not have more than one cyst and the cyst is small, loose and not discoloured;

- (l) may have freezer burn consisting of deep pitted desiccation if the total area of deep pitted desiccation does not exceed two and one-quarter square inches; and
  - (m) may have dislocated or broken wing or leg bones, so long as no other bone is dislocated or broken.
5. Canada Grade C Fowl, consisting of undrawn dressed fowl and eviscerated fowl that do not meet the requirements for Canada Grade Special Fowl, Canada Grade A Fowl, Canada Grade B Fowl or Canada Grade Utility Fowl but that,
- (a) are whole except for the usual cutting for proper evisceration in the case of eviscerated fowl;
  - (b) have sufficient fullness of flesh on both sides of the keel bone to prevent an extremely sharp falling away of flesh from the anterior to the posterior end and the keel bone projecting more than three-sixteenths of an inch beyond the flesh;
  - (c) may have pin-feathers or discolouration caused by pin-feathers;
  - (d) subject to clause (c), do not have discolouration on the breast in excess of an area of two and one-quarter square inches;
  - (e) may have discolouration from poor bleeding on the neck, feather tract discolouration of an amber or reddish tinge on the back and subject to clause (c), other discoloured spots on the carcass elsewhere than on the breast if the total area of the other spots does not exceed two and one-quarter square inches; and
  - (f) do not have any discoloured cysts.
6. Canada Grade D Fowl, consisting of undrawn dressed fowl and eviscerated fowl that do not meet the requirements for Canada Grade Special Fowl, Canada Grade A Fowl, Canada Grade B Fowl, Canada Grade Utility Fowl or Canada Grade C Fowl but that,
- (a) are whole except for the usual cutting for proper evisceration in the case of eviscerated fowl;
  - (b) have some flesh on both sides of the keel bone;
  - (c) may have pin-feathers or discolouration caused by pin-feathers; and
  - (d) subject to clause (c), do not have severe discolouration from any cause. O. Reg. 204/72, Sched. 3.

#### Schedule 4

##### TURKEYS

The standards for the grades established in Table 4 to subsection 22 (1) are as follows:

1. Canada Grade Special Turkey, consisting of undrawn dressed turkeys and eviscerated turkeys that,
- (a) are whole except that the wing tips may have been removed, and in the case of eviscerated turkeys, are whole except for the usual cutting for proper evisceration;
  - (b) are of normal physical conformation with no deformities;
  - (c) are plump, full breasted on both sides of the keel bone at the anterior end, with a slight tapering of flesh toward the posterior end and with the keel bone at the anterior end not projecting more than one-sixteenth of an inch beyond the flesh;
  - (d) in the case of undrawn dressed turkey weighing nine pounds or less or eviscerated turkey weighing eight pounds or less, have the breast, thighs and back reasonably well covered with fat and in the case of undrawn dressed turkey weighing more than eight pounds, have the breast, thighs and back well covered with fat;
  - (e) do not have more than four pin-feathers on the breast and not more than eight pin-feathers elsewhere on the carcass;
  - (f) have no prominent discolouration;
  - (g) have no more than one skin tear on the breast and the tear does not exceed one-quarter of an inch in length;
  - (h) have no more than two skin tears on the carcass elsewhere than on the breast and in the case of undrawn dressed turkey weighing nine pounds or less or eviscerated turkey weighing eight pounds or less no tear exceeds one-half of an inch in length and in the case of undrawn dressed turkey

weighing more than nine pounds or eviscerated turkey weighing more than eight pounds no tear exceeds three-quarters of an inch in length;

- (i) have the fore part of the breast free of flabbiness;
- (j) do not have any freezer burn other than freezer burn consisting of slight surface desiccation;
- (k) do not have a dried out appearance;
- (l) do not have any cysts; and
- (m) do not have any broken bones.

2. Canada Grade A Turkey, consisting of undrawn dressed turkeys and eviscerated turkeys that,

- (a) are whole except that the wing tips may be removed, and in the case of eviscerated turkeys, are whole except for the usual cutting for proper evisceration;
- (b) are of normal physical conformation with no deformities except that the keel bone may be slightly crooked so long as it does not interfere with the normal arrangement and placement of meat;
- (c) are moderately plump breasted on both sides of the keel bone at the anterior end, with a moderate tapering of flesh towards the posterior end and with the keel bone at the anterior end not projecting more than one-eighth of an inch beyond the flesh;
- (d) have a disposition and quantity of fat such that,
  - (i) in the case of undrawn dressed turkey weighing eleven pounds or less or eviscerated turkey weighing ten pounds or less, there is a moderate covering of fat over the breast, thighs and back,
  - (ii) in the case of undrawn dressed turkey weighing more than eleven pounds but less than eighteen pounds or eviscerated turkey weighing more than ten pounds but less than sixteen pounds, the breast and thighs are reasonably well covered with fat and there is a moderate covering of fat over the back, and
  - (iii) in the case of undrawn dressed turkey weighing eighteen pounds or more or eviscerated turkey weighing sixteen pounds or more, there is evidence of fat deposits in the main feather tract on each side of the breast as indicated by a pronounced thickening at the centre of each of those areas, there is sufficient fat beneath the skin in other areas of the breast to prevent the appearance of the flesh, and, in the feather tract area of the back extending from the base of the tail to a point between the hip bones, there is a sufficient deposit of fat to produce a smooth appearance of the feather follicles;
- (e) do not have more than five pin-feathers on the breast and not more than ten pin-feathers elsewhere on the carcass;
- (f) may have discolouration on the keel bone if light amber in colour, discolouration on the keel bone of a scaly nature that does not exceed two inches in length and up to four other prominent discoloured spots on the breast if the total area of the other spots does not exceed one-quarter square inch;
- (g) may have discolouration from poor bleeding on the area of the neck extending from the head to a point mid-way between the head and the base of the neck, a feather tract discolouration of an amber or reddish tinge on the back, and up to six other prominent discoloured spots on the carcass elsewhere than on the breast if the total area of the other spots does exceed one square inch;
- (h) do not have on the breast more than one skin tear and the tear does not exceed one-quarter of an inch in length;
- (i) have no more than two skin tears on the carcass elsewhere than on the breast and in the case of undrawn dressed turkey weighing nine pounds or less or eviscerated turkey weighing eight pounds or less, no tear exceeds one-half of an inch in length and in the case of undrawn dressed turkey weighing more than nine pounds or eviscerated turkey weigh-



ing more than **eight pounds**, no tear exceeds three-quarters of an inch in length;

(j) do not have more than a slight flabbiness on the fore part of the breast;

(k) do not have any freezer burn other than freezer burn consisting of surface desiccation and the total area of the surface desiccation does not exceed two and one-quarter square inches;

(l) do not have a dried out appearance;

(m) do not have any cysts; and

(n) do not have any broken bones.

3. Canada Grade B Turkey, consisting of undrawn dressed turkeys and eviscerated turkeys that do not meet the requirements for Canada Grade Special Turkey or Canada Grade A Turkey but that,

(a) are whole except that the wing tips may have been removed and, in the case of eviscerated turkey, are whole except for the usual cutting for proper evisceration;

(b) of normal physical conformation with no deformities except that it may have a slightly crooked keel;

(c) have sufficient fullness of flesh on both sides of the keel bone to prevent a sharp falling away of flesh from the anterior to the posterior end and with the keel bone not projecting more than one-eighth of an inch beyond the flesh;

(d) have sufficient fat to prevent a dark red appearance;

(e) do not have more than eight pin-feathers on the breast and not more than sixteen pin-feathers elsewhere on the carcass;

(f) may have discolouration on the keel bone if the discolouration is light amber in colour, and discolouration on the keel bone of a scaly nature, which may extend the entire length of the keel bone, and up to six other prominent discoloured spots on the breast if the total area of the other spots does not exceed one square inch;

(g) may have discolouration from poor bleeding on the neck, feather tract discolouration of an amber or reddish tinge on the back, dark pigment discolouration if confined to an area not exceeding two inches forward from the base of the tail, and up to six other prominent discoloured spots on the carcass elsewhere than on the breast if the total area of the other spots does not exceed one and one-quarter square inches;

(h) have no more than two skin tears on the breast and no tear exceeds one-half of an inch in length;

(i) have no more than three skin tears on the carcass elsewhere than on the breast and in the case of undrawn dressed turkey weighing nine pounds or less or eviscerated turkey weighing eight pounds or less no tear exceeds one-half of an inch in length and in the case of undrawn dressed turkey weighing more than nine pounds, or eviscerated turkey weighing more than **eight pounds**, no tear exceeds one inch in length;

(j) may have freezer burn consisting of deep pitted desiccation if the total area of deep pitted desiccation does not exceed four square inches;

(k) do not have more than one cyst and the cyst is small, loose and not discoloured; and

(l) do not have any broken bones.

4. Canada Grade Utility Turkey, consisting of undrawn dressed turkeys and eviscerated turkeys that do not meet the requirements for Canada Grade Special Turkey, Canada Grade A Turkey or Canada Grade B Turkey but that,

(a) may have, in the case of eviscerated turkey, the usual cutting for evisceration;

(b) subject to clause (c), have flesh that is substantially intact except that a small portion of the flesh may be cut away if no appreciable loss in meat yield is occasioned thereby;

(c) may have had the wings removed in whole or in part, one leg, including the thigh, may have been removed completely if the other leg is intact, or the drumstick of each leg may have been removed, and the tail may have been removed at the base so long as the limbs have been severed only at a joint;



- (d) have areas of skin missing if the areas do not exceed in aggregate the area of one-half of the breast;
  - (e) subject to clauses (a), (b), (c) and (d), are whole;
  - (f) have sufficient fullness of flesh on both sides of the keel bone to prevent a sharp falling away of flesh from the anterior to the posterior end and with the keel bone not projecting more than one-eighth of an inch beyond the flesh;
  - (g) have sufficient fat to prevent a dark red appearance;
  - (h) do not have more than eight pin-feathers on the breast and not more than sixteen pin-feathers elsewhere on the carcass;
  - (i) may have discolouration on the keel bone if the discolouration is light amber in colour, and discolouration on the keel bone of a scaly nature, which may extend the entire length of the keel bone, and up to six other prominent discoloured spots on the breast if the total area of the other spots does not exceed one square inch;
  - (j) may have discolouration from poor bleeding on the neck, feather tract discolouration of an amber or reddish tinge on the back, dark pigment discolouration if confined to an area not exceeding two inches forward from the base of the tail, and up to six other prominent discoloured spots on the carcass elsewhere than on the breast if the total area of the other spots does not exceed one and one-quarter square inches;
  - (k) do not have more than one cyst and the cyst is small, loose and not discoloured;
  - (l) may have freezer burn consisting of deep pitted desiccation if the total area of deep pitted desiccation does not exceed four square inches; and
  - (m) may have dislocated or broken wing or leg bones, so long as no other bone is dislocated or broken.
5. Canada Grade C Turkey, consisting of undrawn dressed turkeys and eviscerated turkeys that do not meet the requirements for Canada Grade Special Turkey, Canada Grade A Turkey, Canada Grade B Turkey or Canada Grade Utility Turkey but that,
- (a) are whole except that the wing tips may have been removed, and in the case of eviscerated turkey, are whole except for the usual cutting for proper evisceration;
  - (b) have sufficient fullness of flesh on both sides of the keel bone to prevent an extremely sharp falling away of flesh from the anterior to the posterior end and with the keel bone not projecting more than three-sixteenths of an inch beyond the flesh;
  - (c) may have pin-feathers or discolouration caused by pin-feathers;
  - (d) may have discolouration on the keel bone if the discolouration is light amber in colour, and discolouration on the keel bone of a scaly nature, which may extend the entire length of the keel bone, and subject to clause (c), other discoloured spots on the breast if the total area of the other spots does not exceed two and one-quarter square inches;
  - (e) may have discolouration from poor bleeding on the neck, feather tract discolouration of an amber or reddish tinge on the back, dark pigment discolouration if confined to an area not exceeding eight inches in length forward from the base of the tail and, subject to clause (c), other discoloured spots on the carcass elsewhere than on the breast if the total area of the other spots does not exceed two and one-quarter square inches; and
  - (f) do not have any discoloured cysts.
6. Canada Grade D Turkey, consisting of undrawn dressed turkeys and eviscerated turkeys that do not meet the requirements for Canada Grade Special Turkey, Canada Grade A Turkey, Canada Grade B Turkey, Canada Grade Utility Turkey or Canada Grade C Turkey but that,
- (a) are whole except that the wing tips may have been removed and, in the case of eviscerated turkey, are whole except for the usual cutting for proper evisceration;
  - (b) have some flesh on both sides of the keel bone;
  - (c) may have pin-feathers, discolouration caused by pin-feathers, dark pigmentation or freezer burn; and
  - (d) subject to clause (c), do not have severe discolouration from any cause. O. Reg. 204/72, Sched. 4.

## Schedule 5

## DUCKS

The standards for the grades established in Table 5 to subsection 22 (1) are as follows:

1. Canada Grade Special Duck, consisting of undrawn dressed ducks and eviscerated ducks that,

- (a) are whole except for the usual cutting for proper evisceration in the case of eviscerated duck;
- (b) are of normal physical conformation with no deformities;
- (c) are plump, full breasted on both sides of the keel bone at the anterior end, with a slight tapering of flesh toward the posterior end and with the keel bone at the anterior end not projecting more than one-sixteenth of an inch beyond the flesh;
- (d) have the breast, thighs and back well covered with fat;
- (e) do not have more than four pin-feathers on the breast and not more than eight pin-feathers elsewhere on the carcass;
- (f) have no prominent discolouration;
- (g) have no more than one skin tear on the breast and the tear does not exceed one-quarter of an inch in length;
- (h) have no more than two skin tears on the carcass elsewhere than on the breast and no tear exceeds one-half of an inch in length;
- (i) do not have any freezer burn other than freezer burn consisting of slight surface desiccation;
- (j) do not have a dried out appearance;
- (k) do not have any cysts; and
- (l) do not have any broken bones.

2. Canada Grade A Duck, consisting of undrawn dressed ducks and eviscerated ducks that,

- (a) are whole except for the usual cutting for proper evisceration in the case of eviscerated duck;

- (b) are of normal physical conformation with no deformities except that the keel bone may be slightly crooked so long as it does not interfere with the normal arrangement and placement of meat;
- (c) are moderately plump breasted on both sides of the keel bone at the anterior end, with a moderate tapering of flesh towards the posterior end and with the keel bone at the anterior end not projecting more than one-eighth of an inch beyond the flesh;
- (d) have the breast, thighs and back reasonably well covered with fat;
- (e) do not have more than five pin-feathers on the breast and not more than ten pin-feathers elsewhere on the carcass;
- (f) do not have more than four prominent discoloured spots on the breast and the total area of the spots does not exceed one-quarter square inch;
- (g) may have discolouration from poor bleeding on the area of the neck extending from the head to a point mid-way between the head and the base of the neck, a feather tract discolouration of an amber tinge on the back, and up to six other prominent discoloured spots on the carcass elsewhere than on the breast if the total area of the other spots does not exceed one square inch;
- (h) do not have on the breast more than one skin tear and the skin tear does not exceed one-quarter of an inch in length;
- (i) have no more than two skin tears on the carcass elsewhere than on the breast and no tear exceeds one-half of an inch in length;
- (j) do not have any freezer burn other than freezer burn consisting of surface desiccation and the total area of the surface desiccation does not exceed two and one-quarter square inches;
- (k) do not have a dried out appearance;
- (l) do not have any cysts; and
- (m) do not have any broken bones.

3. Canada Grade B Duck, consisting of undrawn dressed ducks and eviscerated ducks

that do not meet the requirements for Canada Grade Special Duck or Canada Grade A Duck but that,

- (a) are whole except for the usual cutting for proper evisceration in the case of eviscerated duck;
- (b) are of normal physical conformation with no deformities except that the keel bone may be slightly crooked;
- (c) have sufficient fullness of flesh on both sides of the keel bone to prevent a sharp falling away of flesh from the anterior to the posterior end and with the keel bone not projecting more than one-eighth of an inch beyond the flesh;
- (d) have sufficient fat to prevent a dark red appearance;
- (e) do not have more than eight pin-feathers on the breast and not more than sixteen pin-feathers elsewhere on the carcass;
- (f) do not have more than six prominent discoloured spots on the breast and the total area of the spots does not exceed one square inch;
- (g) may have discolouration from poor bleeding on the neck, feather tract discolouration of an amber or reddish tinge on the back, and up to six other prominent discoloured spots on the carcass elsewhere than on the breast if the total area of the other spots does not exceed one and one-quarter square inches;
- (h) have no more than two skin tears on the breast and no tear exceeds one-half of an inch in length;
- (i) have no more than three skin tears on the carcass elsewhere than on the breast and no tear exceeds one-half of an inch in length;
- (j) may have freezer burn consisting of deep pitted desiccation if the total area of deep pitted desiccation does not exceed two and one-quarter square inches;
- (k) do not have more than one cyst and the cyst is small, loose and not discoloured; and
- (l) do not have any broken bones.

4. Canada Grade Utility Duck, consisting of undrawn dressed ducks and eviscerated

ducks that do not meet the requirements for Canada Grade Special Duck, Canada Grade A Duck or Canada Grade B Duck but that,

- (a) may have, in the case of eviscerated duck, the usual cutting for evisceration;
- (b) subject to clause (c), have flesh that is substantially intact except that a small portion of the flesh may be cut away if no appreciable loss in meat yield is occasioned thereby;
- (c) may have had the wings removed in whole or in part, one leg, including the thigh, may have been removed completely if the other leg is intact, or the drumstick of each leg may have been removed, and the tail may have been removed at the base, so long as the limbs have been severed only at a joint;
- (d) have areas of skin missing if the areas do not exceed in aggregate the area of one-half of the breast;
- (e) subject to clauses (a), (b), (c) and (d), are whole;
- (f) have sufficient fullness of flesh on both sides of the keel bone to prevent a sharp falling away of flesh from the anterior to the posterior end and with the keel bone not projecting more than one-eighth of an inch beyond the flesh;
- (g) have sufficient fat to prevent a dark red appearance;
- (h) do not have more than eight pin-feathers on the breast and not more than sixteen pin-feathers elsewhere on the carcass;
- (i) do not have more than six prominent discoloured spots on the breast, and the total area of the spots does not exceed one square inch;
- (j) may have discolouration from poor bleeding on the neck, feather tract discolouration of an amber or reddish tinge on the back, and up to six other prominent discoloured spots on the carcass elsewhere than on the breast if the total area of the other spots does not exceed one and one-quarter square inches;
- (k) do not have more than one cyst and the cyst is small, loose and not discoloured;

- (l) may have freezer burn consisting of deep pitted desiccation if the total area of deep pitted desiccation does not exceed one and one-quarter square inches; and
  - (m) may have dislocated or broken wing or leg bones, so long as no other bone is broken or dislocated.
5. Canada Grade C Duck, consisting of undrawn dressed ducks and eviscerated ducks that do not meet the requirements for Canada Grade Special Duck, Canada Grade A Duck, Canada Grade B Duck or Canada Grade Utility Duck but that,
- (a) are whole except for the usual cutting for proper evisceration in the case of eviscerated ducks;
  - (b) have sufficient fullness of flesh on both sides of the keel bone to prevent an extremely sharp falling away of flesh from the anterior to the posterior end and with the keel bone not projecting more than three-sixteenths of an inch beyond the flesh;
  - (c) may have pin-feathers or discolouration caused by pin-feathers;
  - (d) subject to clause (c), do not have discolouration on the breast in excess of an area of two and one-quarter square inches;
  - (e) may have discolouration from poor bleeding on the neck, feather tract discolouration of an amber or reddish tinge on the back and, subject to clause (c), other discoloured spots on the carcass elsewhere than on the breast if the total area of the other spots does not exceed two and one-quarter square inches; and
  - (f) do not have any discoloured cysts.
6. Canada Grade D Duck, consisting of undrawn dressed ducks and eviscerated ducks that do not meet the requirements for Canada Grade Special Duck, Canada Grade A Duck, Canada Grade B Duck, Canada Grade Utility Duck or Canada Grade C Duck but that,
- (a) are whole except for the usual cutting for proper evisceration in the case of eviscerated duck;
  - (b) have some flesh on both sides of the keel bone;

- (c) may have pin-feathers or discolouration caused by pin-feathers; and
- (d) subject to clause (c), do not have severe discolouration from any cause. O. Reg. 204/72, Sched. 5.

## Schedule 6

### GEESE

The standards for the grades established in Table 6 to subsection 22 (1) are as follows:

1. Canada Grade Special Goose, consisting of undrawn dressed geese and eviscerated geese that,
- (a) are whole except for the usual cutting for proper evisceration in the case of eviscerated geese;
  - (b) are of normal physical conformation with no deformities;
  - (c) are plump, full breasted on both sides of the keel bone at the anterior end, with a slight tapering of flesh toward the posterior end and with the keel bone at the anterior end not projecting more than one-sixteenth of an inch beyond the flesh;
  - (d) have the breast, thighs and back well covered with fat;
  - (e) do not have more than four pin-feathers on the breast and not more than eight pin-feathers elsewhere on the carcass;
  - (f) have no prominent discolouration;
  - (g) have no more than one skin tear on the breast and the tear does not exceed one-quarter of an inch in length;
  - (h) have no more than two skin tears on the carcass elsewhere than on the breast and no tear exceeds three-quarters of an inch in length;
  - (i) do not have any freezer burn other than freezer burn consisting of slight surface desiccation;
  - (j) do not have a dried out appearance;
  - (k) do not have any cysts; and
  - (l) do not have any broken bones.



2. Canada Grade A Goose, consisting of undrawn dressed geese and eviscerated geese that,

- (a) are whole except for the usual cutting for proper evisceration in the case of eviscerated geese;
- (b) are of normal physical conformation with no deformities except that the keel bone may be slightly crooked so long as it does not interfere with the normal arrangement and placement of meat;
- (c) are moderately plump breasted on both sides of the keel bone at the anterior end, with a moderate tapering of flesh towards the posterior end and with the keel bone at the anterior end not projecting more than one-eighth of an inch beyond the flesh;
- (d) have the breast, thighs and back reasonably well covered with fat;
- (e) do not have more than five pin-feathers on the breast and not more than ten pin-feathers elsewhere on the carcass;
- (f) do not have more than four prominent discoloured spots on the breast and the total area of the spots does not exceed one-quarter square inch;
- (g) may have discolouration from poor bleeding on the area of the neck extending from the head to a point mid-way between the head and the base of the neck, a feather tract discolouration of an amber or reddish tinge on the back, and up to six other prominent discoloured spots on the carcass elsewhere than on the breast if the total area of the spots does not exceed one square inch;
- (h) do not have on the breast more than one skin tear and the skin tear does not exceed one-quarter of an inch in length;
- (i) have no more than two skin tears on the carcass elsewhere than on the breast and no tear exceeds one inch in length;
- (j) do not have any freezer burn other than freezer burn consisting of surface desiccation and the total area of the surface desiccation does not exceed two and one-quarter square inches;

(k) do not have a dried out appearance;

(l) do not have any cysts; and

(m) do not have any broken bones.

3. Canada Grade B Goose, consisting of undrawn dressed geese and eviscerated geese that do not meet the requirements for Canada Grade Special Goose or Canada Grade A Goose but that,

(a) are whole except for the usual cutting for proper evisceration in the case of eviscerated geese;

(b) are of normal physical conformation with no deformities except that the keel bone may be slightly crooked;

(c) have sufficient fullness of flesh on both sides of the keel bone to prevent a sharp falling away of flesh from the anterior to the posterior end and with the keel bone not projecting more than one-eighth of an inch beyond the flesh;

(d) have sufficient fat to prevent a dark red appearance;

(e) do not have more than eight pin-feathers on the breast and not more than sixteen pin-feathers elsewhere on the carcass;

(f) do not have more than six prominent discoloured spots on the breast and the total area of the spots does not exceed one square inch;

(g) may have discolouration from poor bleeding on the neck, feather tract discolouration of an amber or reddish tinge on the back, and up to six other prominent discoloured spots on the carcass elsewhere than on the breast if the total area of the other spots does not exceed one and one-quarter square inches;

(h) have no more than two skin tears on the breast and no tear exceeds one-half of an inch in length;

(i) have no more than three skin tears on the carcass elsewhere than on the breast and no tear exceeds one inch in length;

(j) may have freezer burn consisting of deep pitted desiccation if the total area of deep pitted desiccation does not extend two and one-quarter square inches;



- (k) do not have more than one cyst and the cyst is small, loose and not discoloured; and
  - (l) do not have any broken bones.
4. Canada Grade Utility Goose, consisting of undrawn dressed geese and eviscerated geese that do not meet the requirements for Canada Grade Special Goose, Canada Grade A Goose or Canada Grade B Goose but that,
- (a) may have, in the case of eviscerated geese, the usual cutting for evisceration;
  - (b) subject to clause (c), have flesh that is substantially intact except that a small portion of the flesh may be cut away if no appreciable loss in meat yield is occasioned thereby;
  - (c) may have had the wings removed in whole or in part, one leg, including the thigh, may have been removed completely if the other leg is intact, or the drumstick of each leg may have been removed, and the tail may have been removed at the base, so long as the limbs have been severed only at a joint;
  - (d) have areas of skin missing if the areas do not exceed in aggregate the area of one-half of the breast;
  - (e) subject to clauses (a), (b), (c) and (d), are whole;
  - (f) have sufficient fullness of flesh on both sides of the keel bone to prevent a sharp falling away of flesh from the anterior to the posterior end and with the keel bone not projecting more than one-eighth of an inch beyond the flesh;
  - (g) have sufficient fat to prevent a dark red appearance;
  - (h) do not have more than eight pin-feathers on the breast and not more than sixteen pin-feathers elsewhere on the carcass;
  - (i) do not have more than six prominent discoloured spots on the breast and the total area of the spots does not exceed one square inch;
  - (j) may have discolouration from poor bleeding on the neck, feather tract discolouration of an amber or reddish tinge on the back, and up to six other prominent discoloured spots on the carcass elsewhere than on the breast if the total area of the other spots does not exceed one and one-quarter square inches;
  - (k) do not have more than one cyst and the cyst is small, loose and not discoloured;
  - (l) may have freezer burn consisting of deep pitted desiccation if the total area of deep pitted desiccation does not exceed two and one-quarter square inches; and
  - (m) may have dislocated or broken wing or leg bones, so long as no other bones are dislocated or broken.
5. Canada Grade C Goose, consisting of undrawn dressed geese and eviscerated geese that do not meet the requirements for Canada Grade Special Goose, Canada Grade A Goose, Canada Grade B Goose or Canada Grade Utility Goose but that,
- (a) are whole except for the usual cutting for proper evisceration in the case of eviscerated geese;
  - (b) have sufficient fullness of flesh on both sides of the keel bone to prevent an extremely sharp falling away of flesh from the anterior to the posterior end and with the keel bone not projecting more than three-sixteenths of an inch beyond the flesh;
  - (c) may have pin-feathers or discolouration caused by pin-feathers;
  - (d) subject to clause (c), do not have discolouration on the breast in excess of an area of two and one-quarter square inches;
  - (e) may have discolouration from poor bleeding on the neck, feather tract discolouration of an amber or reddish tinge on the back and, subject to clause (c), other discoloured spots on the carcass elsewhere than on the breast if the total area of the other spots does not exceed two and one-quarter square inches; and
  - (f) do not have any discoloured cysts.
6. Canada Grade D Goose, consisting of undrawn dressed geese and eviscerated geese that do not meet the requirements for Canada Grade Special Goose, Canada Grade A Goose, Canada Grade B Goose, Canada Grade Utility Goose or Canada Grade C Goose but that,

- (a) are whole except for the usual cutting for proper evisceration in the case of eviscerated geese;
- (b) have some flesh on both sides of the keel bone;
- (c) may have pin-feathers or discolouration caused by pin-feathers; and
- (d) subject to clause (c), do not have severe discolouration from any cause. O. Reg. 204/72, Sched. 6.

Form 1

*Farm Products Grades and Sales Act*

NOTICE OF DETENTION

Place.....

Date.....

To.....

Address.....

You are hereby notified that the following poultry described as.....

.....

marked.....

said to have originated at.....

and to be owned by.....

and now situated at.....

is seized and detained under detention tags numbered.....

This action has been taken because.....

.....

You are hereby forbidden to sell or otherwise dispose of the material so detained without written permission from an inspector.

.....  
(signature of inspector)

O. Reg. 204/72, Form 1.

Form 2

*Farm Products Grades and Sales Act*

NOTICE OF RELEASE

Place.....

Date.....

To.....

Address.....

You are hereby notified that poultry seized and detained under detention tags numbered.....

.....

and respecting which a Notice of Detention dated

.....has been issued, is hereby released from detention.

.....  
(signature of inspector)

O. Reg. 204/72, Form 2.



## REGULATION 336

### under the Farm Products Grades and Sales Act

#### GRADES FOR VEAL CARCASSES

##### 1. In this Regulation,

- (a) "brand" includes mark or label;
- (b) "carcass" means any carcass or portion of a carcass of a young animal of the bovine species commonly known as veal, but does not include a carcass as defined in Regulation 330 of Revised Regulations of Ontario, 1980;
- (c) "Commissioner" means the Live Stock Commissioner of Ontario;
- (d) "conformation" means the general outline of the muscle formation of a carcass;
- (e) "district supervisor" means a District Supervisor of the Livestock Division of the Department of Agriculture of Canada;
- (f) "establishment" means any establishment registered under the *Meat Inspection Act* (Canada), the *Veal Carcass Grading Regulations* under the *Canada Agricultural Products Standards Act* or the *Meat Inspection Act* (Ontario);
- (g) "grader" means a grader assigned to an establishment for the purpose of grading carcasses;
- (h) "inspector" means an inspector appointed under the Act;
- (i) "operator" means a person operating an establishment. O. Reg. 805/75, s. 1.

2. Carcasses are designated as farm products. O. Reg. 805/75, s. 2.

3. The following grade names for carcasses and grades and standards therefor, established under the *Canada Agricultural Products Standards Act*, are hereby adopted in whole:

- 1. Canada A.
- 2. Canada B.
- 3. Canada C.
- 4. Canada D.
- 5. Canada E. O. Reg. 805/75, s. 3.

4.—(1) No carcass shall be graded,

- (a) by a person other than a grader;
- (b) at a place other than an establishment;
- (c) unless the grader is provided with a sufficient number of efficient helpers to assist him in his duties;
- (d) if the grader is of the opinion that he does not have freedom from interference in carrying out his duties; and
- (e) unless the carcass is from an animal slaughtered in the establishment where it is to be graded.

(2) A grader is not required to grade a carcass unless it is presented to him for grading during reasonable hours mutually agreed upon between the operator and the district supervisor. O. Reg. 805/75, s. 4.

5.—(1) No carcass shall be considered graded unless it bears a grade stamp in the shape and size set out in Schedule 1 that has been applied by a grader indicating the applicable grade name for that carcass.

(2) No grade stamp shall be applied to a carcass unless the carcass bears the inspection legend required by the regulations made under the *Meat Inspection Act* (Canada) or the *Meat Inspection Act* (Ontario).

(3) The grade stamp shall be applied in brown ink. O. Reg. 805/75, s. 5.

6. Brands in a continuous strip in the form set out in Schedule 2, bearing the grade name indicated on the grade stamp applied pursuant to this Regulation, shall be applied to each carcass by the operator at the time of grading under the general supervision of a grader. O. Reg. 805/75, s. 6.

7. No person other than an operator shall apply a brand to a graded carcass. O. Reg. 805/75, s. 7.

8.—(1) Brands shall be applied on the outside surface of the side of the carcass in a continuous ribbon-like form in at least two strips extending the full length of the side of the carcass, in accordance with the instructions of the grader.

(2) Brands shall be applied in ink that has been approved as to quality by the Commissioner in the following colours:

1. The grade name "Canada A" shall be applied in red ink.
  2. The grade name "Canada B" shall be applied in blue ink.
  3. The grade name "Canada C" shall be applied in brown ink.
  4. The grade names "Canada D" and "Canada E" shall be applied in black ink.
- O. Reg. 805/75, s. 8.

9. Stamps bearing the name of a retailer or wholesaler and a date may be applied on a carcass if the stamps,

- (a) are in brown ink or a colour of ink corresponding to the colour of ink on the brand stamp that has been applied to the carcass;
  - (b) do not exceed three inches in height or width;
  - (c) are not in more than one place on each primal cut; and
  - (d) are not in contact with the grader's stamp.
- O. Reg. 805/75, s. 9.

10. Where a grader has graded a carcass he may, at the request of any consignor or his agent, issue a grade certificate for any carcass or carcasses graded by him at an establishment if the consignor or agent,

- (a) has placed on each of the animals to be carcass graded distinct and specific identification approved by the Commissioner that has been transferred to or otherwise appears on the carcass of such animal; and
  - (b) has completed and filed with the grader at the establishment at the time of delivery of the animal or lot of animals, as the case may be, to the operator of the establishment, a manifest in a form prescribed by the Commissioner.
- O. Reg. 805/75, s. 10.

11.—(1) Where an inspector detains a carcass, he shall place thereon a tag indicating that the carcass is under detention.

(2) Except as authorized by an inspector, no person shall remove from a carcass a tag placed

thereon by an inspector pursuant to this section. O. Reg. 805/75, s. 11.

12.—(1) No person shall sell, offer for sale or have in possession for sale any carcass that is marked or stamped unless it has been marked or stamped in accordance with the Act and this Regulation.

(2) No person shall apply to a carcass an impression, mark or stamp of any kind that is not a brand or a grade and that might be construed as a brand or grade stamp. O. Reg. 805/75, s. 12.

### Schedule 1

#### GRADE STAMP

Dimensions: One inch square.



O. Reg. 805/75, Sched. 1.

### Schedule 2

#### VEAL BRAND

1. Form a brand in a continuous strip required to show grade names on carcasses,

CANADA  
A

CANADA  
A

CANADA  
A

CANADA  
A

2.—(1) The width of each word "Canada" shall be one and three-eighths of an inch and no word shall exceed that length.

(2) All letters in the grade name shall be block capitals (Gothic) and shall be at least five-sixteenths of an inch in height. O. Reg. 805/75, Sched. 2.



## REGULATION 337

### under the Farm Products Grades and Sales Act

#### HONEY

##### 1. In this Regulation,

- (a) "box" means any crate, carton, other outer covering or wrapper in which containers are packed;
- (b) "bulk container" means a container that has a weight capacity of more than eight pounds;
- (c) "class" in respect of honey, means honey that lies within a specific range of colours as shown on a honey classifier or within a specific range of reading as shown on a Pfund Honey Grader;
- (d) "comb honey" means honey that is in the honeycomb;
- (e) "consumer container" means a container that has a weight capacity of eight pounds or less;
- (f) "container" means a receptacle in which honey is packed for sale;
- (g) "establishment" means a plant, factory or premises where honey is extracted, packed, processed or used in connection with any manufacturing process and includes a packing plant and a pasteurizing plant;
- (h) "grade" means a grade established for honey in this Regulation;
- (i) "honey classifier" means a honey classifier of a type that has been approved by the Fruit and Vegetable Division of the Department of Agriculture (Canada);
- (j) "honey substitute" means a product other than pure honey manufactured or derived in whole or in part from a farm product and prepared for the same uses as honey and resembling honey in appearance;
- (k) "inspection" means inspection by an inspector appointed under the Act and "inspected" has a corresponding meaning;
- (l) "label" means a paper label or any area of a container or box on which any legend, word or mark is applied;
- (m) "lot" means a uniform blend of honey in a batch or in a storage tank from which honey is drawn for processing or grading;
- (n) "packer" means any person who packs and grades honey for sale;
- (o) "packing plant" means premises in which honey is packed or graded by a packer;
- (p) "pasteurizing" means the treatment of extracted honey by the controlled application of heat to a point where it is free of viable sugar-tolerant yeasts and "pasteurized" has a corresponding meaning;
- (q) "pasteurizing plant" means premises in which honey is pasteurized;
- (r) "producer" means a beekeeper who packs, ships, transports or sells only honey produced in his own apiaries. R.R.O. 1970, Reg. 297, s. 1; O. Reg. 507/74, s. 1; O. Reg. 363/78, s. 1.

2.—(1) Honey is designated as a farm product. R.R.O. 1970, Reg. 297, s. 2.

(2) Honey substitute is designated as a farm product. O. Reg. 507/74, s. 2.

##### 3. This Regulation does not apply to,

- (a) honey that is sold on the premises of the producer directly to the consumer where the container is marked with the name and address of the producer and the word "honey"; or
- (b) honey that is being transported in bulk containers to an establishment. R.R.O. 1970, Reg. 297, s. 3; O. Reg. 363/78, s. 2.

4.—(1) Where honey is packed or graded, it shall be packed or graded in clean, sanitary rooms that are adequately lighted, ventilated and screened.

(2) Every packing plant and pasteurizing plant shall be equipped with adequate washing facilities for the use of persons working therein.

(3) All equipment and appliances in a packing plant or pasteurizing plant shall be maintained in a clean and sanitary condition.

(4) Every person working in a packing plant or pasteurizing plant shall wear clean, sanitary clothing, including a hair covering.

(5) No person who has any infectious or contagious disease shall work in an establishment.

(6) No person shall smoke or otherwise consume tobacco in any area of an establishment in which

honey is prepared, processed or handled. R.R.O. 1970, Reg. 297, s. 4.

5. No person shall pack, transport, ship, advertise, sell or offer for sale honey,

- (a) unless the honey has been graded, classified, packed and marked in accordance with this Regulation;
- (b) except in the case of comb honey, that is below Canada No. 3 Grade;
- (c) that is marked "Product of Ontario" or "Product of Canada" or in other terms identifying it as having been produced in Ontario or in Canada unless the honey has been produced in Ontario or in Canada, as the case may be;
- (d) in a bulk container or box that has been previously marked unless the marks have been completely removed or obliterated;
- (e) unless it is clean, wholesome and fit for human consumption;
- (f) unless it is free from any defect or deterioration that seriously affects its edibility, appearance or shipping quality; or
- (g) in the case of comb honey, unless it is free from infestation by wax moth. R.R.O. 1970, Reg. 297, s. 5; O. Reg. 363/78, s. 3.

6. No person shall misrepresent the class, grade, flavour, weight, ownership or origin of honey. R.R.O. 1970, Reg. 297, s. 6.

7.—(1) No person shall make a misleading claim with respect to a honey substitute by word or design in an advertisement or on a container in which a honey substitute is contained.

(2) No person shall use on any container in which a honey substitute is contained the word "honey" or any other word that resembles "honey".

(3) Notwithstanding subsection (2),

- (a) where a honey substitute contains honey; and
- (b) the container in which the honey substitute is contained bears a label with a complete list of the ingredients of the honey substitute with the ingredients listed in decreasing order as to the proportion of the honey substitute that they comprise,

the list of ingredients only may contain the word "honey" provided that the letters of the word "honey" are of the same size, colour and type as the letters used for the other ingredients.

(4) No person shall display for sale at retail a honey substitute,

- (a) among containers of honey; or
- (b) in a manner that implies the honey substitute has a relation to honey. O. Reg. 507/74, s. 3.

8. No person,

- (a) who is the owner, packer or shipper of honey, shall use any mark or label on the honey designating any other person as the owner, packer or shipper of the honey, as the case may be;
- (b) shall alter or efface any marks on any container or box of honey; or
- (c) shall mark any container or box of honey so as to describe or relate to the class or grade of honey unless the mark complies with this Regulation. R.R.O. 1970, Reg. 297, s. 7.

9. Where honey, other than comb honey, is packed in containers, it shall be classified while it is in liquid form and shall be marked with the class of the honey in accordance with the colour designations on a honey classifier or with the reading on a Pfund Honey Grader in the manner prescribed in Column 1 of Part 1 or 2, as the case may be, of the Schedule. O. Reg. 363/78, s. 4.

10. Where an inspector detains any container, box or any number of containers or boxes of honey, he may attach thereto a numbered detention tag and no person shall sell, offer for sale, move or allow or cause to be moved the honey or containers or boxes of honey or remove the detention tag without the written authority of an inspector. R.R.O. 1970, Reg. 297, s. 9.

11. Where an inspector is satisfied that any honey or container or box of honey that has been placed under detention complies with this Regulation, he may release the honey, container or box by issuing a detention release. R.R.O. 1970, Reg. 297, s. 10.

12.—(1) Every person who requires an inspection of honey shall apply to the nearest inspector or to the Director of the Farm Products Quality Branch of the Ministry of Agriculture and Food. O. Reg. 363/78, s. 5.

(2) Inspection shall be performed, as nearly as practicable, in the order in which applications therefor are received.

(3) Upon completion of an inspection, the inspector who made the inspection shall issue an inspection certificate respecting the honey or containers or boxes of honey. R.R.O. 1970, Reg. 297, s. 11 (2, 3).

13. The person who has possession of any honey or containers or boxes of honey to be inspected shall make such honey or containers or boxes of honey accessible for inspection, shall place them so as to disclose the class and grade for each lot and shall render such assistance to the inspector as the inspector requires. R.R.O. 1970, Reg. 297, s. 12.

14. Where an inspector has reason to believe that the class or grade of any honey may not be immediately determined he may postpone inspection for such period of time as he considers necessary to enable the class or grade to be determined. R.R.O. 1970, Reg. 297, s. 13.

15.—(1) Where a person who is financially interested in any honey is dissatisfied with an inspection certificate, he may apply to an inspector for an appeal inspection.

(2) An application for an appeal inspection shall state the reasons for appeal and may be accompanied by a copy of any previous inspection certificate or other information possessed by the applicant.

(3) An application for an appeal inspection may be refused by the inspector where he is of the opinion that,

- (a) it is trivial;
- (b) the class or grade of the honey has changed;
- (c) the honey is not accessible for inspection;
- (d) the identity of the honey has been lost; or
- (e) the condition of the honey has materially changed. R.R.O. 1970, Reg. 297, s. 14.

16. Upon delivery of an inspection certificate the applicant for the inspection shall pay a fee. R.R.O. 1970, Reg. 297, s. 15.

17.—(1) The fee for an inspection shall be \$2.50 plus an additional 1/40 of a cent for every pound net weight of honey in excess of 10,000 pounds up to a maximum of \$5.

(2) Where an appeal inspection proves the original inspection to have resulted in an incorrect inspection certificate, no fee shall be payable in respect of the appeal inspection and the issuance of an appeal inspection certificate shall be deemed to cancel the original inspection certificate. R.R.O. 1970, Reg. 297, s. 16.

18. Where honey has been inspected under section 12 and following such inspection has been detained, the honey shall not be released from detention until the person in possession of it pays a fee. R.R.O. 1970, Reg. 297, s. 17.

19. The fee referred to in section 18 shall be in the same amount as for an inspection of the honey. R.R.O. 1970, Reg. 297, s. 18.

20.—(1) Honey that is packed in consumer containers shall be packed in new, clean, sound containers that are, except in the case of comb honey, of any of the following sizes:

1. Any size up to and including five ounces net weight.
2. Eight ounces net weight.
3. Twelve ounces net weight.
4. One pound net weight.
5. Two pounds net weight.
6. Four pounds net weight.
7. Eight pounds net weight.

R.R.O. 1970, Reg. 297, s. 19 (1); O. Reg. 363/78, s. 6 (1).

(2) Honey that is packed in bulk containers shall be packed in clean, sound containers that are, except in the case of comb honey, of any of the following sizes:

1. Thirty pounds net weight.
2. Forty pounds net weight.
3. Sixty pounds net weight.
4. Sixty-five pounds net weight.
5. Seventy pounds net weight.
6. Half-barrel.
7. Barrel.
8. Drums or bulk tank shipments of any size larger than a barrel.

R.R.O. 1970, Reg. 297, s. 19 (2); O. Reg. 363/78, s. 6 (2).

(3) Notwithstanding subsection (1), the Minister may authorize the packing of honey in novelty containers of sizes that do not comply with subsection (1).

(4) Every container of honey shall be securely closed by means of a screw-cap, friction lid, bung or other device.

(5) Boxes shall be well constructed of durable materials and shall be clean, in good condition and not defaced by old markings. R.R.O. 1970, Reg. 297, s. 19 (3-5).

21. Every person who packs, transports, ships, advertises, sells, offers for sale or has in possession for sale any honey in a container shall mark,

- (a) on the main panel of the label on the container,
- (i) the word "honey" or, where applicable, the words "comb honey",
- (ii) where applicable, the class of the honey immediately preceded by the grade thereof,
- (iii) the net weight of the honey in avoirdupois located immediately above, below or beside the word "honey" without any intervening written, printed or graphic matter,
- (iv) where applicable the word "liquid",
- (v) where applicable, the word "pasteurized" adjacent to and in letters of the same size and visibility as the class and grade designation; and
- (vi) where comb honey contains cells of pollen, notice thereof; and
- (b) on the main panel of the label or any other panel thereof, other than a panel located on the bottom of the container, in letters not less than one-sixteenth of an inch in height, the name and address of the packer or the person responsible for packing the honey. R.R.O. 1970, Reg. 297, s. 20; O. Reg. 363/78, s. 7.

22. Subject to clause 21 (b) and subsection 24 (2), all marks required by this Regulation shall be clearly and prominently displayed on each container in such a manner that they are readily discernible by a purchaser and of a size not less than,

- (a) one-sixteenth of an inch in height on containers, the main panel of the label of which has an area of twenty square inches or less;
- (b) one-eighth of an inch in height on containers, the main panel of the label of which has an area of more than twenty but not more than forty square inches;
- (c) one-quarter of an inch in height on containers, the main panel of the label of which has an area of more than forty but not more than one hundred square inches; and

- (d) three-eighths of an inch in height on containers, the main panel of the label of which has an area of more than one hundred square inches. R.R.O. 1970, Reg. 297, s. 21.

23.—(1) Subclauses 21 (a) (i), (iii), (iv) and (v) do not apply in respect of a container of honey, the weight of which, including the container, is less than two ounces.

(2) Subclause 21 (a) (iii) does not apply in respect of a glass container on which the net weight appears in two or more locations on the shoulder or upper part of the container in blown numerals with a flat, stippled face having a height of,

- (a) three-eighths of an inch, where the net weight is more than ten ounces; or
- (b) one-quarter of an inch, where the net weight is ten ounces or less. R.R.O. 1970, Reg. 297, s. 22.

24.—(1) Every box in which there is honey that has been classified and graded shall be marked with,

- (a) the word "honey";
- (b) the class and grade of the honey;
- (c) the name and address of the packer or the person responsible for packing the honey;
- (d) the number and size of the containers therein;
- (e) the net weight of the honey;
- (f) the lot number;
- (g) where applicable, the word "liquid"; and
- (h) where applicable, the word "pasteurized" adjacent to and in letters of the same size and visibility as the class and grade designation.

(2) The markings referred to in subsection (1) shall be in distinctly legible block letters not less than three-eighths of an inch in height and, except in respect of half-barrels, barrels or larger containers, shall be on at least one side or one end of the box. R.R.O. 1970, Reg. 297, s. 23.

25.—(1) Except in the case of comb honey, the grades for honey are as follows:

- 1. Canada No. 1 Grade, consisting of honey that is,
  - (a) in liquid form and,
    - (i) has not more than 19 per cent moisture content where it is declared pasteurized or 17.8 per cent moisture content where not so declared,



- (ii) is clean in appearance and free from any foreign material that would be retained on a U.S. standard 80-mesh screen,
- (iii) is clear, bright and uniform in colour, free from visible crystals and surface froth or foam that exceeds one-sixteenth of an inch in depth at the edges of the container,
- (iv) has a flavour characteristic of honey of the same class and is free from any objectionable flavour, aroma or taint, and
- (v) is properly packed; or

(b) in granulated form and,

- (i) has not more than 19 per cent moisture content where it is declared pasteurized or 17.8 per cent moisture content where not so declared,
- (ii) is clean in appearance, free from stain and is free from any foreign material that would be retained on a U.S. standard 80-mesh screen,
- (iii) has a smooth, fine texture and complete and uniform granulation,
- (iv) is uniform in colour and free from surface froth or foam that exceeds one-sixteenth of an inch in depth,
- (v) has a flavour characteristic of honey of the same class and is free from any objectionable flavour, aroma or taint, and
- (vi) is properly packed.

2. Canada No. 2 Grade, consisting of honey that is,

(a) in liquid form and,

- (i) has not more than 20 per cent moisture content where it is declared pasteurized or 18.6 per cent moisture content where not so declared,
- (ii) is reasonably clean in appearance and free from any foreign material that would be retained on a U.S. standard 60-mesh screen,

- (iii) is free from surface froth or foam that exceeds three-sixteenths of an inch in depth at the edges,

- (iv) has a colour that may be dull and cloudy or turbid or slightly uneven,

- (v) shows not more than slight signs of crystallization in the form of a light suspension or minor sedimentation of crystals,

- (vi) has a flavour that, while it may be slightly uncharacteristic of honey of the same class, is not materially impaired in any respect, and

- (vii) is properly packed; or

(b) in granulated form and,

- (i) has not more than 20 per cent moisture content where it is declared "pasteurized" or 18.6 per cent moisture content where not so declared,

- (ii) is generally attractive in appearance and is free from any foreign material that would be retained on a U.S. standard 60-mesh screen,

- (iii) has a texture that may be medium, coarse or very gritty and has a complete and fairly uniform granulation,

- (iv) is not more than slightly uneven in colour,

- (v) is free from surface froth or foam that exceeds one-eighth of an inch in depth at the edges,

- (vi) has a flavour that, while it may be slightly uncharacteristic of honey of the same class, is not materially impaired in any respect, and

- (vii) is properly packed.

3. Canada No. 3 Grade, consisting of honey that is packed in bulk containers and that is,

(a) in liquid form and,

- (i) has not more than 20 per cent moisture content,



- (ii) is reasonably clean in appearance and is free from any foreign material that would be retained on a U.S. standard 30-mesh screen,
  - (iii) is free from surface froth or foam that exceeds one-quarter of an inch in depth at the edges,
  - (iv) has a colour that may be very dull and cloudy or turbid and uneven,
  - (v) although mainly liquid, may show advanced crystallization in the form of heavy suspension or obvious sedimentation or crystals,
  - (vi) has a flavour that while it may be uncharacteristic of honey of the same class, is not materially impaired in any respect, and
  - (vii) is properly packed; or
- (b) in granulated form and,
- (i) has not more than 20 per cent moisture content,
  - (ii) is free from foreign material that would be retained on a U.S. standard 30-mesh screen,
  - (iii) may be unattractive in appearance,
  - (iv) contains no particles, the greatest dimension of which exceeds one-quarter of an inch,
  - (v) has a texture that may be very coarse or very gritty,
  - (vi) has a granulation that may be incomplete and uneven, freely fluid and showing separation at the surface,
  - (vii) has a colour that may be uneven,
  - (viii) is free from surface froth or foam that exceeds one-quarter of an inch in depth,
  - (ix) has a flavour that, while it may be uncharacteristic of honey of the same class, is not materially impaired in any respect, and
  - (x) is properly packed.
- R.R.O. 1970, Reg. 297, s. 24 (1); O. Reg. 363/78, s. 8.
- (2) Notwithstanding subsection (1), honey that is not pasteurized or otherwise treated with heat may be sold or offered for sale under the grade name of No. 1 Grade or No. 2 Grade where,
- (a) the granulation is not complete or the texture is not uniform;
  - (b) the moisture content does not exceed 17 per cent; and
  - (c) the honey conforms in all other respects with the requirements for Canada No. 1 Grade or Canada No. 2 Grade, as the case may be.
- (3) Where honey is packed for consumption within Ontario the word "Canada" may be omitted from any grade designation. R.R.O. 1970, Reg. 297, s. 24 (2, 3).

Schedule

CLASSIFICATION OF HONEY

PART 1

Honey Packed in Consumer Containers

COLUMN 1	COLUMN 2	COLUMN 3
Class	Designation on Honey Classifier	Reading on Pfund Honey Grader
1. White	not darker than White	not more than 30 millimeters
2. Golden	darker than White but not darker than Golden	more than 30 millimeters but not more than 50 millimeters
3. Amber	darker than Golden but not darker than Amber	more than 50 millimeters but not more than 85 millimeters
4. Dark	darker than Amber	more than 85 millimeters

PART 2

Honey Packed in Bulk Containers

COLUMN 1	COLUMN 2	COLUMN 3
Class	Designation on Honey Classifier	Reading on Pfund Honey Grader
1. Extra White	not darker than Extra White	not more than 13 millimeters
2. White	darker than Extra White but not darker than White	more than 13 millimeters but not more than 30 millimeters
3. Golden	darker than White but not darker than Golden	more than 30 millimeters but not more than 50 millimeters
4. Light Amber	darker than Golden but not darker than Amber	more than 50 millimeters but not more than 85 millimeters
5. Dark Amber	darker than Amber but not darker than Dark	more than 85 millimeters but not more than 114 millimeters
6. Dark	darker than Dark	more than 114 millimeters



REGULATION 338

under the Farm Products Grades and Sales Act

<p>LICENCES</p> <p>1.—(1) An application for a licence or a renewal of a licence as a dealer shall be made to the Director in Form 1.</p> <p>(2) A licence as a dealer shall be in Form 2.</p> <p>(3) A licence as a dealer shall be renewed annually and shall be valid for the period from the 1st day of April in the year of issue or renewal, as the case may be, to the 31st day of March in the following year.</p> <p>(4) The annual fee for a licence as a dealer is \$25. O. Reg. 372/75, s. 1.</p> <p>2. Every dealer shall maintain a record of every transaction showing,</p> <p>(a) the quantity and variety or type of each kind of fruit or vegetable purchased, accepted for sale or sold by him;</p>	<p>(b) the name of the person from whom fruit or vegetables are purchased or accepted for sale or to whom they are sold;</p> <p>(c) the price at which fruit or vegetables are bought or sold; as the case may be; and</p> <p>(d) where the dealer has not purchased the fruit or vegetables on his own account, the commission charged by him to a producer. O. Reg. 372/75, s. 4.</p> <p>3.—(1) A person who commences or continues to carry on business as a dealer respecting farm products other than fruits and vegetables that are not sold for commercial processing is exempt from subsection 10 (1) of the Act and this Regulation respecting such other farm products. O. Reg. 424/80, s. 2.</p> <p>(2) A person who purchases fruit or vegetables from a producer for sale at retail in his own retail outlet and who is not, directly or indirectly, engaged in the operation of more than one retail outlet, is exempt from subsection 10 (1) of the Act and this Regulation respecting such fruit or vegetables. O. Reg. 372/75, s. 5 (2).</p>
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Form 1

Farm Products Grades and Sales Act

APPLICATION FOR A LICENCE AS A DEALER

FRESH FRUIT AND VEGETABLES

The undersigned makes application to the Director, Farm Products Quality Branch, for a licence as a Dealer, Fresh Fruits and Vegetables, under the *Farm Products Grades and Sales Act* and the regulations made thereunder for the annual period ending March 31st, 19....

1. Name .....	(name of applicant or business name under which applicant operates—please type or print plainly)		
2. Address of main office .....	(street and number)	(city, town or village)	(postal code)
3. Office telephone number .....	(area code)	(telephone no. office)	
4. List the name and address of each member of a partnership or unincorporated company (if necessary use reverse side)			

The applicant undertakes to furnish to the Director, Farm Products Quality Branch, details of any changes from the facts given in this application within fifteen days of the date the changes are made.

Dated at ....., this ..... day of ....., 19....

.....  
(signature of applicant)

By .....  
(title of official signing if partnership or corporation)

ATTACH YOUR ☐ cheque ☐ money order FOR \$25.00 TO THIS APPLICATION

PLEASE ENSURE THAT REMITTANCE IS BY CHEQUE OR MONEY ORDER AND MADE PAYABLE TO "THE TREASURER OF ONTARIO".

When completed, this form, together with remittance, should be mailed to:

THE DIRECTOR, ACCOUNTS BRANCH,  
MINISTRY OF AGRICULTURE AND FOOD,  
LEGISLATIVE BUILDINGS,  
QUEEN'S PARK,  
TORONTO, ONTARIO M7A 2A3.

O. Reg. 424/80, s. 3, *part.*

## Form 2

### *Farm Products Grades and Sales Act*

Under the *Farm Products Grades and Sales Act*, and the regulations made thereunder and subject to the limitations thereof, this LICENCE is issued to,

.....  
.....  
.....

as a

DEALER, FRESH FRUIT AND VEGETABLES

This licence expires on .....

Dated at Toronto, this ..... day of ....., 19....

.....  
Director

O. Reg. 424/80, s. 3, *part.*



## REGULATION 339

### under the Farm Products Grades and Sales Act

#### MAPLE PRODUCTS

##### 1. In this Regulation,

- (a) "caramel, buddy or sappy taste" means a bitter flavour characteristic of maple syrup produced from sap that flows after the buds of the tree have commenced to open;
- (b) "inspection" means inspection by an inspector appointed under the Act and "inspected" has a corresponding meaning;
- (c) "maple product" means any product prepared directly or indirectly from maple sap;
- (d) "maple product substitute" means a product other than a pure maple product manufactured or derived in whole or in part from a farm product and prepared for the same uses as a maple product and resembling a maple product in appearance. O. Reg. 233/78, s. 1.

2. Maple products and maple product substitutes are designated as farm products. O. Reg. 233/78, s. 2.

##### 3. This Regulation does not apply to,

- (a) maple products that are sold or offered for sale on the premises of the producer thereof directly to a consumer; or
- (b) maple products that are in bulk containers and that are in the process of being transported for further packaging. O. Reg. 233/78, s. 3.

4. No person shall pack, transport, ship, advertise, sell, offer for sale or have in possession for sale any maple product unless,

- (a) where the maple product is sold or offered for sale on a grade basis, the maple product has been graded in accordance with the Act and this Regulation;
- (b) the maple product has been packed and marked in accordance with the Act and this Regulation; and
- (c) where the maple product has been transported into Ontario and has been repacked in Ontario, the container containing the maple product is marked to indicate the

country of origin and all other provisions of this Regulation have been complied with. O. Reg. 233/78, s. 4.

5. No person shall pack, transport, ship, advertise, sell, offer for sale or have in possession for sale any maple product unless the container containing the maple product has marked thereon,

- (a) the name of the maple product;
- (b) the amount of maple product in the container measured,
  - (i) in volume units for maple syrup, and
  - (ii) in weight units for other maple products;
- (c) where maple syrup is sold on a grade basis, the grade and colour class of the maple syrup; and
- (d) the name and address of the person who packed the maple product. O. Reg. 233/78, s. 5.

6. No person shall pack, transport, ship, advertise, sell, offer for sale or have in possession for sale any maple product in a container that has been previously marked unless all markings thereon that do not comply with this Regulation are completely removed or obliterated. O. Reg. 233/78, s. 6.

7. No person shall misrepresent the grade, count, weight, measure, mark or marking, ownership or place of origin of any maple product. O. Reg. 233/78, s. 7.

8.—(1) No person shall make a misleading claim with respect to a maple product substitute by word or design in an advertisement or on a container in which a maple product substitute is contained.

##### (2) Where,

- (a) a maple product substitute contains a maple product; and
- (b) the container in which the maple product substitute is contained bears a label with a complete list of the ingredients of the maple product substitute with the ingredients listed in decreasing order as to the proportion of the maple product substitute that they comprise,

the list of ingredients only may contain the word "maple" provided that the letters of the word "maple" are of the same size, colour and type as the letters used for the other ingredients.

(3) Where a maple product substitute contains no maple product, no person shall use on any container in which the maple product substitute is contained the word "maple" except in the expressions "artificially maple flavoured" or "artificial maple flavouring". O. Reg. 233/78, s. 8.

9. Where an inspector detains any lot of maple product or maple product containers or maple product substitute or maple product substitute containers, he may attach thereto a numbered detention tag and no person shall sell, offer for sale, move or allow or cause to be sold, offered for sale or moved the maple product or maple product containers or maple product substitute or maple product substitute containers or remove the detention tag without the written authority of an inspector. O. Reg. 233/78, s. 9.

10. Where an inspector is satisfied that any maple product or maple product container or maple product substitute or maple product substitute container that has been placed under detention, complies with the Act and this Regulation, he may release the maple product or maple product container or maple product substitute or maple product substitute container by issuing a detention release. O. Reg. 233/78, s. 10.

11.—(1) Every person who requires an inspection of a maple product shall apply to the nearest inspector or to the Director of the Farm Products Quality Branch of the Ministry of Agriculture and Food.

(2) Inspection shall be made as nearly as is practicable in the order in which applications are received. O. Reg. 233/78, s. 11.

12.—(1) No person shall sell or offer for sale a maple product that,

- (a) is not produced by the concentration of maple sap or by the solution of maple sugar in water;
- (b) is not clean, wholesome, free from objectionable flavours and fit for human consumption; and
- (c) is not free from any defect or deterioration affecting its edibility, appearance or shipping quality.

(2) No person shall sell or offer for sale,

- (a) maple syrup that does not have a minimum soluble solids content of 66 per cent as determined by a refractometer at 20°C; or

- (b) maple sugar that contains more than 10 per cent moisture. O. Reg. 233/78, s. 12.

13. The grades for maple syrup sold or offered for sale on a grade basis are as follows:

1. Canada No. 1, consisting of maple syrup that,

- (a) is free from fermentation;
- (b) is uniform in colour and free from cloudiness or turbidity;
- (c) is Extra Light, Light or Medium in colour class; and
- (d) has a maple flavour characteristic of its colour class and is free from any objectionable odour or taste.

2. Canada No. 2, consisting of maple syrup that,

- (a) is free from fermentation;
- (b) is uniform in colour and free from any cloudiness or turbidity;
- (c) is Amber in colour class; and
- (d) has a maple flavour characteristic of its colour class and is free from any objectionable odour or taste.

3. Canada No. 3, consisting of maple syrup that has a characteristic maple flavour and is free from any objectionable odour or taste other than a trace of caramel, buddy or sappy taste. O. Reg. 233/78, s. 13.

14. The colour classes for maple syrup are as follows:

1. Extra Light, consisting of maple syrup having a percentage of light transmission not less than 75.0.
2. Light, consisting of maple syrup having a percentage of light transmission less than 75.0 but not less than 60.5.
3. Medium, consisting of maple syrup having a percentage of light transmission less than 60.5 but not less than 44.0.
4. Amber, consisting of maple syrup having a percentage of light transmission less than 44.0 but not less than 27.0.
5. Dark, consisting of maple syrup having a percentage of light transmission less than 27.0. O. Reg. 233/78, s. 14.

15. The determination of the light transmission of maple syrup shall be made optically by means of,

- (a) a spectrophotometer using matched square optical cells having a 10 mm light path at a wavelength of 560 nm, the colour values being expressed in per cent of light trans-

mission as compared to A.R. Glycerol fixed at 100 per cent transmission; or

- (b) a visual glass comparator, the optical specifications of which correspond as closely as possible to the specifications determined by the method described in clause (a).  
O. Reg. 233/78, s. 15.



## REGULATION 340

### under the Farm Products Marketing Act

#### APPLES—PLAN

1. The plan in the Schedule is continued for the control and regulation of the marketing within Ontario of apples. R.R.O. 1970, Reg. 301, s. 1.

2. The local board named in the Schedule is given the powers set out in subsection 15 (1) in paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 26 of subsection 15 (2) and in sections 50 and 110 of the *Co-operative Corporations Act*. O. Reg. 66/79, s. 1.

3. The members of the local board shall be deemed to be the shareholders and directors thereof in the exercise of any of the powers mentioned in section 2. R.R.O. 1970, Reg. 301, s. 3.

#### Schedule

##### *Farm Products Marketing Act*

#### PLAN

1. This plan may be cited as "The Ontario Apple Marketing Plan".

2. In this plan,

- (a) "apples" means apples of every variety produced in Ontario;
- (b) "buyer" means a person who buys apples from a producer;
- (c) "dealer" means a person who is engaged in the marketing of apples in Ontario;
- (d) "plan" means The Ontario Apple Marketing Plan;
- (e) "processing" means baking, canning, dehydrating, drying, freezing, slicing or processing with sugar or any chemical including, but not limited to, sulphur dioxide, and includes producing juice from apples;
- (f) "processor" means a person engaged in the processing of apples;
- (g) "producer" means the person who, on the 1st day of October in any year, is the beneficial owner of a property on which apple trees are growing, except where the property is being rented to a tenant on the 1st day of October in that year, in which case "producer" means the tenant;

(h) "retailer" means any person who offers for sale or sells apples directly to a consumer.

3. The plan provides for the control and regulation in any or all respects of the producing and marketing within Ontario of apples, including the prohibition of such producing and marketing in whole or in part.

4. There shall be a local board, designated for the purposes of clause 6 (1) (c) of the Act, as "The Ontario Apple Marketing Commission", hereinafter referred to as the "Commission".

5. The Commission shall be composed of twenty-three members as follows:

- 1. Twelve members shall be producers.
- 2. One member shall be a retailer.
- 3. One member shall be a consumer who is a member of the Consumers' Association of Canada.
- 4. Five members shall be dealers who are members of the Ontario Apple Dealers' Association.
- 5. Four members shall be processors.

6. Members of the Commission shall be elected or appointed in accordance with the provisions of the plan and shall hold office until their successors are elected or appointed.

7. Producers are divided into nine districts as follows:

- 1. District 1, comprising the regional municipalities of Hamilton-Wentworth and Niagara and that part of The Regional Municipality of Haldimand-Norfolk that on the 31st day of March, 1974 was the County of Haldimand.
- 2. District 2, comprising the counties of Wellington and York, as it existed on the 31st day of December, 1970, and the regional municipalities of Halton, Peel and Waterloo.
- 3. District 3, comprising the County of Brant and that part of The Regional Municipality of Haldimand-Norfolk that on the 31st day of March, 1974 was the County of Norfolk.
- 4. District 4, comprising the counties of Elgin, Huron, Middlesex, Oxford and Perth.



5. District 5, comprising the counties of Essex, Kent and Lambton.
  6. District 6, comprising the counties of Bruce, Dufferin, Grey and Simcoe.
  7. District 7, comprising the counties of Northumberland, Peterborough and Victoria and The Regional Municipality of Durham.
  8. District 8, comprising the counties of Frontenac, Hastings, Lennox and Addington and Prince Edward.
  9. District 9, comprising the counties of Dundas, Glengarry, Grenville, Lanark, Leeds, Prescott, Renfrew, Russell and Stormont and The Regional Municipality of Ottawa-Carleton.
- 8.—(1) The producers in each district mentioned in section 7 form a district group of producers.
- (2) A producer in the Provisional County of Haliburton or in a territorial district not included in a district mentioned in section 7 may become a member of the district group of producers nearest his place of production.
9. There shall be a committee of five producer-members in each district to be known as the "District Apple Producers' Committee".
10. On or before the 10th day of August in each year, producers in each district shall elect from their members representatives to the District Apple Producers' Committee.
- 11.—(1) On or before the 15th day of August in each year, each District Apple Producers' Committee shall elect from among themselves one member to the Commission.
- (2) On or before the 15th day of August in each year, the members of all District Apple Producers' Committees shall together elect from among themselves three additional members to the Commission, but not more than two members of the Commission may be elected from any one district.
- (3) No producer is eligible for election to the Commission who has not been elected a representative to the District Apple Producers' Committee in the same year as that in which his term commences as a member of the Commission.
- (4) No producer is eligible for election in a district to the Commission unless he resides within the district.
12. On or before the 15th day of August in each year, the Minister shall appoint a retailer in Ontario as a member of the Commission.
13. On or before the 15th day of August in each year, the Minister shall appoint a member from Ontario of the Consumers' Association of Canada as a member of the Commission.
14. Dealers are divided into five districts as follows:
1. District 1, comprising the counties of Elgin, Essex, Huron, Kent, Lambton, Middlesex, Oxford and Perth.
  2. District 2, comprising the counties of Brant and Wellington and the regional municipalities of Haldimand-Norfolk, Halton, Hamilton-Wentworth, Niagara and Waterloo.
  3. District 3, comprising the counties of Bruce, Dufferin, Grey and Simcoe and The Regional Municipality of Peel.
  4. District 4, comprising the counties of Northumberland, Peterborough, Prince Edward, Victoria and York, as it existed on the 31st day of December, 1970, and The Regional Municipality of Durham.
  5. District 5, comprising the counties of Dundas, Frontenac, Glengarry, Hastings, Lanark, Leeds, Lennox and Addington, Prescott, Renfrew, Russell, Stormont and The Regional Municipality of Ottawa-Carleton.
15. On or before the 15th day of August in each year, the members of the Ontario Apple Dealers' Association shall elect from among themselves one member from each of the districts referred to in section 14 as members of the Commission.
16. On or before the 15th day of August in each year, the processors in Ontario shall elect from among themselves four members to the Commission.
17. Subject to section 6, the members of the Commission elected or appointed under this Regulation shall hold office until the 15th day of August in the year next following.
18. No member elected or appointed to the Commission shall be eligible, during the term of such election or appointment, for further election or appointment to the Commission in any other representative capacity.
19. Where any District Apple Producers' Committee fails to elect a member to the Commission in accordance with the provisions of subsection 11 (1), the Commission shall, at its first meeting after the 15th day of August, appoint such producer-members as are necessary to complete the Commission.

20. Where the members of all District Apple Producers' Committees fail to elect the three additional members to the Commission in accordance with the provisions of subsection 11 (2), the Commission shall, at its first meeting after the 15th day of August, appoint such producer-members as are necessary to complete the Commission.

21. Where the members of the Ontario Apple Dealers' Association or the processors fail to elect a member to the Commission in accordance with the provisions of this Regulation, the Commission shall, at its first meeting after the 15th day of August, appoint such representative members to the Commission as are necessary to complete the Commission.

22.—(1) Where a member elected to or appointed by the Commission dies or resigns before his term

has expired, the Commission may appoint a person as a member to fill such vacancy for the unexpired term in accordance with the scheme of representation as set out in section 5.

(2) Where a member appointed to the Commission by the Minister dies or resigns before his term has expired, the Minister shall appoint a person as a member within thirty days thereafter to fill such vacancy for the unexpired term in accordance with the scheme of representation as set out in section 5.

(3) Where the Commission fails to appoint a person for the unexpired term of a member under subsection (1) within thirty days after the death or resignation of the member, the Board may appoint a person for the unexpired term. R.R.O. 1970, Reg. 301, Sched.; O. Reg. 605/75, s. 1; O. Reg. 905/76, s. 1; O. Reg. 1015/76, s. 1, *revised*.



## REGULATION 341

under the Farm Products Marketing Act

### APPLES—MARKETING

#### 1. In this Regulation,

- (a) "apples" means apples of every variety produced in Ontario;
- (b) "buyer" means a person who buys apples from a producer;
- (c) "Commission" means The Ontario Apple Marketing Commission;
- (d) "plan" means The Ontario Apple Marketing Plan;
- (e) "processing" means baking, canning, dehydrating, drying, freezing, slicing or processing with sugar or any chemical including, but not limited to, sulphur dioxide, and includes producing juice from apples;
- (f) "processor" means a person engaged in the processing of apples;
- (g) "producer" means the person who, on the 1st day of October in any year, is the beneficial owner of a property on which apple trees are growing, except where the property is being rented to a tenant on the 1st day of October in that year, in which case "producer" means the tenant;
- (h) "retailer" means any person who offers for sale or sells apples directly to a consumer. R.R.O. 1970, Reg. 300, s. 1; O. Reg. 606/75, s. 1.

2. This Regulation provides for the control and regulation in any or all respects of the producing and marketing within Ontario of apples, including the prohibition of such producing and marketing in whole or in part. O. Reg. 675/77, s. 1.

3.—(1) The Board exempts from this Regulation apples produced,

- (a) in the territorial districts of Ontario; and
- (b) in the Provisional County of Haliburton. R.R.O. 1970, Reg. 300, s. 3.

(2) The Board exempts from clause 10 (d),

(a) acreages of apple trees of spy variety where the trees are under twelve years of age; and

(b) acreages of apple trees of all varieties other than spy where the trees are under seven years of age. O. Reg. 606/75, s. 2.

4. Every producer shall, not later than the 21st day of October in each year, complete and file with the Commission at its office, 1454 Dundas Street East, Suite 123, Mississauga, Ontario, a return in Form 4. O. Reg. 588/78, s. 1.

### LICENCES

5.—(1) No person shall commence or continue to engage in the producing of apples except under the authority of a licence as a producer in Form 1.

(2) Every producer shall be deemed to be the holder of a licence in Form 1 while not in default of payment of licence fees required to be paid to the Commission. R.R.O. 1970, Reg. 300, s. 4.

6.—(1) No person shall commence or continue to engage in the processing of apples except under the authority of a licence as a processor in Form 3.

(2) No licence in Form 3 shall be issued except upon application therefor in Form 2.

(3) A licence in Form 3 expires with the 15th day of July next following the date on which the licence is issued.

(4) A licence in Form 3 shall be issued without charge. R.R.O. 1970, Reg. 300, s. 5.

7.—(1) The Board may refuse to grant a licence as a processor where the applicant is not qualified by experience, financial responsibility and equipment to engage in properly the business of a processor or for any other reason that the Board considers proper. O. Reg. 588/78, s. 2.

(2) The Board may suspend or revoke or refuse to renew a licence as a producer or a processor for failure to observe, perform or carry out the provisions of the Act, the regulations, the plan or any order or direction of the Board or Commission. O. Reg. 675/77, s. 2, *part*.

8. Every producer shall pay to the Commission licence fees at the rate of \$20 per year per acre of apple

trees in respect of which he is a producer under clause 1 (g) in respect of the year in which he is a producer, payable in three instalments, one instalment of \$7 per acre on the 15th day of November, one instalment of \$7 per acre on the 15th day of February of the next following year and one instalment of \$6 per acre on the 15th day of May next thereafter. O. Reg. 674/79, s. 1.

#### POWERS OF COMMISSION

9. The Board delegates to the Commission the power,

- (a) to require persons engaged in producing or marketing apples to register their names, addresses and occupations with the Commission;
- (b) to appoint persons to,
  - (i) inspect the books, records, documents, lands and premises and any apples of persons engaged in producing or marketing apples, and
  - (ii) enter on lands or premises used for producing apples and measure the area of land used to produce apples;
- (c) to stimulate, increase and improve the marketing of apples by such means as it considers proper;
- (d) to co-operate with a marketing board, a local board or a marketing agency of any other province for the purpose of marketing apples;
- (e) to do such acts and make such orders and issue such directions as are necessary to enforce the due observance and carrying out of the provisions of the Act, the regulations and the plan. R.R.O. 1970, Reg. 300, s. 7; O. Reg. 253/78, s. 1; O. Reg. 588/78, s. 3.

10. The Board delegates to the Commission its power to make regulations with respect to apples,

- (a) providing for the licensing of any or all persons before commencing or continuing to engage in the marketing of apples;
- (b) prohibiting persons from engaging in the marketing of apples except under the authority of a licence issued by the Commission;
- (c) providing for the suspension or revocation of, or refusal to renew, a licence for failure to observe, perform or carry out the provisions of the Act, the regulations, the plan or any order or direction of the Board or Commission;

- (d) providing for the fixing of licence fees payable yearly, half-yearly, quarterly or monthly at different amounts or in instalments from any or all persons marketing apples;
- (e) providing for the collection of licence fees from any or all persons producing or marketing apples and the recovering of such licence fees by suit in a court of competent jurisdiction;
- (f) requiring any person who receives apples to deduct from the moneys payable for the apples any licence fees payable to the Commission by the person from whom he receives the apples and to forward such licence fees to the Commission;
- (g) prescribing the form of licences;
- (h) requiring any person who produces and processes apples to furnish to the Commission statements of the amounts of apples that he produced in any year and used for processing;
- (i) providing for the exemption from any or all of the regulations, orders or directions under the plan of any class, variety, grade or size of apples, or any person or class of persons engaged in the producing or marketing of apples or any class, variety, grade or size of apples;
- (j) requiring the furnishing of security or proof of financial responsibility by any person engaged in the marketing of apples and providing for the administration and disposition of any moneys or securities so furnished;
- (k) providing for the control and regulation of the marketing of apples including the times and places at which apples may be marketed;
- (l) providing for the control and regulation of agreements entered into by producers of apples with persons engaged in marketing or processing apples and the prohibition of any provision or clause in such agreements;
- (m) requiring any person who produces apples to offer to sell and to sell the apples through the Commission; and
- (n) providing for the making of agreements relating to the marketing of apples by or through the Commission and prescribing the forms and terms and conditions of such agreements. O. Reg. 675/77, s. 3.

11.—(1) The Board authorizes the Commission to use any class of licence fees and other moneys



payable to it for the purposes of paying the expenses of the Commission, carrying out and enforcing the Act and the regulations and carrying out the purposes of the plan.

(2) The Board authorizes the Commission to establish a fund in connection with the plan for the payment of any moneys that may be required for the purposes mentioned in subsection (1). R.R.O. 1970, Reg. 300, s. 9.

MARKETING BY COMMISSION

12.—(1) All apples shall be marketed by or through the Commission.

(2) No person shall market apples except by or through the Commission. R.R.O. 1970, Reg. 300, s. 10.

13. The Board vests in the Commission the following powers:

- 1. To direct and control, by order or direction, either as principal or agent, the marketing of apples, including the times and places at which apples may be marketed.
- 2. To determine the quantity of each class, variety, grade and size of apples that shall be marketed by each producer.
- 3. To prohibit the marketing of any class, variety, grade or size of apples.
- 4. To purchase or otherwise acquire such quantity or quantities of apples as the Commission considers advisable. R.R.O. 1970, Reg. 300, s. 11.

14. The Board vests in the Commission the following powers:

- 1. To determine from time to time the price or prices that shall be paid for apples, or any class, variety, grade or size of apples, to persons engaged in the producing, marketing or processing of apples and to determine different prices for different parts of Ontario.
- 2. To require the price or prices payable or owing to any person for apples to be paid to or through the Commission.
- 3. To collect from any person by suit in a court of competent jurisdiction the price or prices or any part thereof of apples owing to any person engaged in the producing, marketing or processing thereof. R.R.O. 1970, Reg. 300, s. 12.

Form 1

*Farm Products Marketing Act*

LICENCE TO ENGAGE IN THE  
PRODUCING OF APPLES

Under the *Farm Products Marketing Act* and the regulations, and subject to the limitations thereof, this licence is issued

to.....  
(name)  
of.....  
(address)

to engage in the producing of apples.  
Dated at Toronto, this..... day of....., 19....

THE FARM PRODUCTS MARKETING BOARD:

.....  
(Chairman)  
.....  
(Secretary)  
R.R.O. 1970, Reg. 300, Form 1.

Form 2

*Farm Products Marketing Act*

APPLICATION FOR A LICENCE  
AS A PROCESSOR OF APPLES

To: The Farm Products Marketing Board:  
.....  
(name of applicant)  
.....  
(address)  
.....

makes application for a licence as a processor of apples under the *Farm Products Marketing Act*.

Dated at....., this..... day of....., 19....  
.....  
(signature of applicant)  
.....  
(where applicant is a corporation or partnership, signature of person authorized to sign)  
.....  
(office)  
R.R.O. 1970, Reg. 300, Form 2.

Form 3

Farm Products Marketing Act

LICENCE AS A PROCESSOR OF APPLES

Under the *Farm Products Marketing Act* and the regulations, and subject to the limitations thereof, this licence is issued

to.....  
(name)

of.....  
(address)

to engage in the processing of apples.

This licence expires with the 15th day of July next following the date of issue.

Issued at Toronto, this..... day of....., 19....

THE FARM PRODUCTS MARKETING BOARD:

.....  
Chairman

.....  
Secretary

R.R.O. 1970, Reg. 300, Form 3.

Form 4

Farm Products Marketing Act

ANNUAL APPLE ACREAGE REPORT

To: The Ontario Apple Marketing Commission,  
1454 Dundas St. E.,  
Suite 123,  
Mississauga, Ont.,  
L4X 1L4.

.....  
(name of producer)

.....  
(corporation or orchard name)

.....  
(state whether owner or tenant)

.....  
(mailing address)

.....  
(person responsible for orchard(s) )

This is the annual survey for assessment of apple acreage within the Province of Ontario for the current crop year.

Your acreage for the 19.... crop year was as follows based on your estimate or official measurement:

1. Total Apple Acreage .....

2. Exemptions (young trees)

i. Spy acreage planted since August 19.... ..

ii. All other apple acreage planted since August 19.... ..

iii. Basic exemption (one per grower) .....

3. Total Exemptions .....

4. Total Assessable Acres .....

If there is no change in your acreage as shown above please sign and return.

.....  
(signature)

.....  
(phone number)

If there have been changes during the past year, please complete the following:

DEDUCT:

5. Apple Trees removed ..... acres

6. Orchards no longer rented ..... acres  
—owner of orchard previously rented

.....  
(name)

.....  
(address)

7. Orchards sold or rented ..... acres  
—Sold or rented to

.....  
(name)

.....  
(address)

8. TOTAL ..... acres

ADD:

9. Young trees reaching maturity  
Spy variety planted between August 1, 19.... and August 1, 19....

All other varieties planted  
between August 1, 19.... and  
August 1, 19....

10. Orchard previously rented by  
you to another producer but  
*not* rented this year ..... acres

11. Orchards purchased or rented ..... acres  
—Location.....  
—Purchased, rented or leased  
from  
  
.....  
(name)  
  
.....  
(address)

12. TOTAL ..... acres

13. TOTAL ASSESSABLE ACRES 19....  
CROP YEAR .....

14. 19.... Crop Year Plantings

Young Apple Trees Planted during  
the year August 1, 19.... to July  
31, 19....

i. Spy variety ..... acres .....

ii. All other varieties ..... acres .....

This acreage will *not* be assessable this year but  
will be added to your total apple acreage and to  
the exemptions for your trees.  
  
.....  
(signature)  
  
.....  
(phone number)

Dated at....., this..... day of....., 19....

O. Reg. 588/78, s. 4.



## REGULATION 342

under the Farm Products Marketing Act

### ARBITRATION OF DISPUTES

#### 1.—(1) Where,

(a) an agreement is made by a negotiating agency established in connection with a plan under paragraph 23 of subsection 8 (1) of the Act; or

(b) an award is made by a board under paragraph 25 of subsection 8 (1) of the Act,

and a dispute arises out of that agreement or that award, any party to the dispute or the local board may refer the matters in dispute to the Board and request that the matters in dispute be settled by an arbitrator or a board of arbitration.

(2) Where matters in dispute are referred to the Board under subsection (1), the reference shall be accompanied by a statement of matters in dispute in writing signed by the party or by a person authorized so to do on his behalf or by the secretary or other officer of the local board, showing,

(a) the names and addresses of the parties to the dispute;

(b) particulars of the matters in dispute, including the times when and places where and the circumstances under which the dispute arose;

(c) the provisions of the agreement or award out of which the dispute arose; and

(d) the matters to be settled by an arbitrator or a board of arbitration. R.R.O. 1970, Reg. 303, s. 1.

2.—(1) Where the Board receives a statement of matters in dispute, the Board, if it is of the opinion that the dispute is in respect of matters arising out of an agreement or award in force at the time the dispute arose and no provision is made in the agreement or award for the settlement of such dispute, shall appoint an arbitrator or a board of arbitration and shall refer the matters in dispute to the arbitrator or board of arbitration, as the case may be.

(2) A board of arbitration shall consist of three members, one of whom shall be a member of the negotiating committee appointed by the local board, and one of whom shall be a member of the negotiating committee appointed other than by the local board. R.R.O. 1970, Reg. 303, s. 2.

3. An arbitrator or a board of arbitration appointed by the Board under subsection 2 (1) shall make an award in respect of the matters submitted to it. R.R.O. 1970, Reg. 303, s. 3.





## REGULATION 343

### under the Farm Products Marketing Act

#### ASPARAGUS—PLAN

1. The plan in the Schedule is continued for the control and regulation of the marketing within Ontario of asparagus. R.R.O. 1970, Reg. 304, s. 1.

2. The local board named in the Schedule is given the powers set out in subsection 15 (1), in paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 26 of subsection 15 (2) and in sections 50 and 110 of the *Co-operative Corporations Act*. O. Reg. 66/79, s. 2.

3. The members of the local board shall be deemed to be the shareholders and directors thereof in the exercise of any powers mentioned in section 2. R.R.O. 1970, Reg. 304, s. 3.

#### Schedule

##### *Farm Products Marketing Act*

#### PLAN

1. This plan may be cited as "The Ontario Asparagus Growers' Marketing Plan".

2. In this plan,

- (a) "asparagus" means asparagus produced in Ontario;
- (b) "fresh asparagus" means asparagus, except asparagus that is used by a processor for processing;
- (c) "processing" means canning, dehydrating, drying, freezing or processing with sugar or sulphur dioxide or any other chemical;
- (d) "processor" means a person engaged in the business of processing asparagus;
- (e) "producer" means a person who, on the 1st day of May in any year, is the beneficial owner of a property on which asparagus is growing, except where the property is being rented to a tenant on the 1st day of May in that year, in which case "producer" means the tenant.

3.—(1) This Regulation provides for the control and regulation in any or all respects of the producing and marketing within Ontario of asparagus, including the prohibition of such producing and marketing in whole or in part.

(2) Subject to section 12, for the purpose of electing or appointing producer representatives to and eligibility to hold office as a member of the local board or a District Asparagus Growers' Committee under sections 8, 9 and 10, a producer is a person who, on the 1st day of May in the year in which he votes for or is elected or appointed a member, is the beneficial owner of a property on which more than one-half acre of asparagus is growing, except where the property is being rented to a tenant on the 1st day of May in that year, in which case the producer is the tenant, and,

- (a) where the producer is a corporation, the person, if any, designated in writing in respect of that property by the corporation shall be deemed to be the producer;
- (b) where the producer is a firm or partnership of one or more persons carrying on the production and marketing under a trade name, farm name or other designation, the person, if any, designated in writing in respect of that property by the owner or owners shall be deemed to be the producer; and
- (c) where the producer is comprised of two or more persons who are joint owners, the one of such joint owners who first presents himself to register the vote in respect of that property shall be deemed to be the producer. O. Reg. 215/79, s. 1.

4. There shall be a local board to be known as "The Ontario Asparagus Growers' Marketing Board".

5. The local board shall be composed of eleven producer-members.

6. Producers are divided into four districts as follows:

- 1. District 1, comprising the counties of Essex, Huron, Kent, Lambton, Middlesex and Perth.
- 2. District 2, comprising the counties of Brant, Elgin and Oxford and the regional municipalities of Haldimand-Norfolk, Halton, Hamilton-Wentworth, Niagara and Waterloo.
- 3. District 3, comprising the counties of Bruce, Dufferin, Grey, Simcoe and Wellington and the regional municipalities of Peel and York.
- 4. District 4, comprising those parts of Ontario that are not included in districts 1, 2 and 3.

7. There shall be a committee in each district to be known as the "District Asparagus Growers' Committee".

8. On or before the 15th day of December in each year the producers in each of the districts named in section 6 shall elect from their members one producer for each fifteen producers or fraction thereof in the district to the District Asparagus Growers' Committee for the district.

9.—(1) On or before the 31st day of December in each year each District Asparagus Growers' Committee may elect from the producers in the district members to the local board as follows:

1. District 1, three members.
2. District 2, four members.
3. District 3, three members.
4. District 4, one member.

(2) No person is eligible for election from any district to the local board unless he resides within the district.

(3) Where in any year a District Asparagus Growers' Committee fails to elect one or more mem-

bers to the local board in accordance with subsection (1), the members of all District Asparagus Growers' Committees may on or before the 31st day of December of that year elect the member or members from that district to the local board.

10.—(1) At its first meeting after the 31st day of December the members elected to the local board shall appoint such producer-members as are necessary to complete the local board.

(2) Where a member elected or appointed to the local board dies or resigns before the 31st day of December of the year next following the date of his election or appointment, the members of the local board may appoint a producer-member for the unexpired term.

(3) Each producer-member appointed as a member to the local board under subsection (1) or (2) shall be a producer in the district for which he is appointed.

11. The terms of office of members of a District Asparagus Growers' Committee or of the local board expire with the election or appointment of their successors. R.R.O. 1970, Reg. 304, Sched.; O. Reg. 52/72, ss. 1, 2; O. Reg. 360/78, ss. 1-3; O. Reg. 215/79, ss. 1-6; O. Reg. 438/79, s. 1, *revised*.

## REGULATION 344

### under the Farm Products Marketing Act

#### ASPARAGUS—MARKETING

##### 1. In this Regulation,

- (a) "asparagus" means asparagus produced in Ontario;
- (b) "fresh asparagus" means asparagus, except asparagus that is used by a processor for processing;
- (c) "local board" means The Ontario Asparagus Growers' Marketing Board;
- (d) "processing" means canning, dehydrating, drying, freezing or processing with sugar or sulphur dioxide or any other chemical;
- (e) "processor" means a person engaged in the business of processing asparagus;
- (f) "producer" means a person who, on the 1st day of May in any year, is the beneficial owner of a property on which asparagus is growing, except where the property is being rented to a tenant on the 1st day of May in that year, in which case, "producer" means the tenant. O. Reg. 361/78, s. 1.

2. This Regulation provides for the control and regulation, in any or all respects, of the producing and marketing within Ontario of asparagus, including the prohibition of such producing and marketing in whole or in part. O. Reg. 361/78, s. 2.

3.—(1) The Board exempts fresh asparagus from this Regulation, except sections 1 and 2, subsections 4 (1) and (2), section 6, clauses 7 (a), (b) and (c) and section 8.

(2) The Board exempts from section 6,

- (a) a producer who produces one-half of an acre of asparagus or less; and
- (b) a producer of asparagus in respect of any acreage of asparagus that has been planted for less than two years. O. Reg. 361/78, s. 3.

4.—(1) No person shall commence or continue to engage in the producing of asparagus except under the authority of a licence as a producer of asparagus in Form 1.

(2) Every producer, while not in default of payment of the fees required to be paid under section 6, shall be deemed to be the holder of a licence in Form 1.

(3) No person shall commence or continue to engage in the processing of asparagus except under the authority of a licence as a processor of asparagus in Form 2.

(4) No licence in Form 2 shall be issued except upon application therefor in Form 3.

(5) A licence in Form 2 expires with the 31st day of January in the year next following the year in which it was issued.

(6) A licence in Form 2 shall be issued to a processor of asparagus without charge. O. Reg. 361/78, s. 4.

5.—(1) The Board may refuse to grant a licence as a processor of asparagus where the applicant is not qualified by experience, financial responsibility and equipment to engage in properly the business of a processor of asparagus or for any other reason that the Board considers proper.

(2) The Board may suspend or revoke or refuse to renew a licence as a producer or a processor of asparagus for failure to observe, perform or carry out the provisions of the Act, the regulations, the plan or any order or direction of the Board or the local board. O. Reg. 361/78, s. 5.

6. Every producer shall pay to the local board licence fees at the rate of \$25 per year per acre of asparagus in respect of which he is a producer under clause 1 (f), in respect of the year in which he is a producer, payable on the 1st day of June in that year. O. Reg. 361/78, s. 6.

7. The Board delegates to the local board the power,

- (a) to require persons engaged in producing or marketing asparagus to register their names, addresses and occupations with the local board;
- (b) to require persons engaged in producing or marketing asparagus to furnish such information relating to the production or marketing of asparagus, as the local board determines;
- (c) to appoint persons to,

- (i) inspect the books, records, documents, lands and premises and any asparagus of persons engaged in producing or marketing asparagus, and
- (ii) enter on land or premises used for the producing of asparagus and measure the area of land used to produce asparagus;
- (d) to stimulate, increase and improve the marketing of asparagus by such means as it considers proper;
- (e) to co-operate with a marketing board, local board, marketing commission or marketing agency of Canada or of any province of Canada for the purpose of marketing asparagus; and
- (f) to do such acts and make such orders and issue such directions as are necessary to enforce the due observance and carrying out of the provisions of the Act, the regulations and the plan. O. Reg. 361/78, s. 7.

8. Every producer shall, not later than the 21st day of May in each year, complete and file with the local board at its head office, a return in Form 4. O. Reg. 361/78, s. 8.

9. The Board delegates to the local board its powers to make regulations with respect to asparagus,

- (a) providing for the licensing of any or all persons before commencing or continuing to engage in the marketing of asparagus;
- (b) prohibiting persons from engaging in the marketing of asparagus except under the authority of a licence to market asparagus;
- (c) providing for the refusal to grant a licence to market asparagus where the applicant is not qualified by experience, financial responsibility and equipment to engage in properly the business for which the application was made, or for any other reason that the local board considers proper;
- (d) providing for the suspension or revocation of, or the refusal to renew, a licence to market asparagus for failure to observe, perform or carry out the provisions of the Act, the regulations, the plan or any order or direction of the local board;
- (e) providing for fixing of licence fees payable yearly, half-yearly, quarterly or monthly at different amounts or in instalments from any or all persons marketing asparagus;
- (f) providing for the collection of licence fees from any or all persons producing or marketing asparagus and the recovering of such licence fees by suit in a court of competent jurisdiction;
- (g) requiring any person who receives asparagus to deduct from the moneys payable for the asparagus any licence fees payable to the local board by the person from whom he receives the asparagus and to forward such licence fees to the local board;
- (h) prescribing the form of licences;
- (i) requiring any person who produces and processes asparagus to furnish to the local board statements of the amount of asparagus that he produced in any year and used for processing;
- (j) subject to section 3, providing for the exemption from any or all of the regulations, orders or directions under the plan of any class, variety, grade or size of asparagus, or any person or class of persons engaged in the producing or marketing of asparagus or any class, variety, grade or size of asparagus;
- (k) providing for the control and regulation of the marketing of asparagus, including the times and places at which asparagus may be marketed;
- (l) providing for the control and regulation of agreements entered into by producers of asparagus with persons engaged in marketing or processing asparagus, and the prohibition of any provision or clause in such agreements;
- (m) requiring any person who produces asparagus to offer to sell and to sell the asparagus to or through the local board;
- (n) prohibiting any person from processing, packing or packaging any asparagus that has not been sold by or through the local board; and
- (o) providing for the making of agreements relating to the marketing of asparagus by or through the local board and prescribing the forms and the terms and conditions of such agreements. O. Reg. 361/78, s. 9.

10.—(1) The Board authorizes the local board to use any class of licence fees, service charges and other moneys payable to it for the purposes of paying the expenses of the local board, carrying out and enforcing the Act and the regulations



and carrying out the purposes of The Ontario Asparagus Growers' Marketing Plan.

(2) The Board authorizes the local board to establish a fund in connection with the plan for the payment of any moneys that may be required for the purposes mentioned in subsection (1). O. Reg. 361/78, s. 10.

11. The Board authorizes the local board to conduct a pool or pools for the distribution of all moneys received from the sale of asparagus and, after deducting all necessary and proper disbursements and expenses, to distribute the remainder of the moneys received from the sale in such manner that every producer receives a share of the remainder of the moneys received from the sale in relation to the amount, class, variety, grade or size of asparagus delivered by him, and authorizes such local board to make an initial payment on delivery of the asparagus and subsequent payments until all of the remainder of the moneys received from the sale is distributed to the producers. O. Reg. 361/78, s. 11.

12. The Board authorizes the local board to appoint agents, to prescribe their duties and terms and conditions of employment and to provide for their remuneration. O. Reg. 361/78, s. 12.

13. The Board vests in the local board the following powers:

1. To direct and control, by order or direction, either as principal or agent, the marketing of asparagus, including the times and places at which asparagus may be marketed.
2. To determine the quantity of each class, variety, grade and size of asparagus that shall be marketed by each producer.
3. To prohibit the marketing of any class, variety, grade or size of asparagus.
4. To determine from time to time the price or prices that shall be paid to producers or to the local board, as the case may be, for asparagus or any class, variety, grade or size of asparagus and to determine different prices for different parts of Ontario.
5. To fix and impose service charges from time to time for the marketing of asparagus.
6. To require the price or prices payable or owing to the producer for asparagus to be paid to or through the local board.
7. To collect from any person by suit in a court of competent jurisdiction the price or prices or any part thereof of asparagus.

8. To purchase or otherwise acquire such quantity or quantities of asparagus as the local board considers advisable and to sell or otherwise dispose of any of the asparagus so purchased or acquired.

9. To pay from service charges imposed under paragraph 5 its expenses in carrying out the purposes of the plan.

10. To pay to the producers the price or prices for asparagus less service charges imposed under paragraph 5 and to fix the times at which or within which such payments shall be made. O. Reg. 361/78, s. 13.

14. Each payment under paragraph 10 of section 13 shall be accompanied by a statement showing the grades and quantity of each grade of asparagus sold, the price or prices paid and the particulars of the service charges imposed by the local board. O. Reg. 361/78, s. 14.

15.—(1) There shall be an advisory committee to be known as "The Asparagus Industry Advisory Committee" composed of seven members.

(2) After the 1st day of January and before the 31st day of January in each year,

- (a) the Board shall appoint one member;
- (b) the local board shall appoint three members; and
- (c) the Ontario Food Processors' Association shall appoint three members,

to The Asparagus Industry Advisory Committee.

(3) Subject to subsections (4) and (5), the members of the advisory committee appointed under subsection (2) are and remain members thereof until the 31st day of January in the year following the year in which they were appointed.

(4) Where a member of the advisory committee dies or resigns or is unavailable to act before the expiration of his term, the person or persons who appointed him shall appoint a person for the unexpired term of the member who died or resigned or was unavailable to act.

(5) Where the local board or the Ontario Food Processors' Association, as the case may be, fails to appoint a member or members to the advisory committee in accordance with subsection (2) or (4), the Board may appoint such members as are necessary to complete the advisory committee.

(6) The Asparagus Industry Advisory Committee is empowered to advise and make representations to the local board or to the Ontario Food Processors' Association in respect of,

- (a) the promotion of harmonious relationships between persons engaged in the production and marketing of asparagus;
- (b) the promotion of greater efficiency in the production and marketing of asparagus;
- (c) the prevention and correction of irregularities and inequities in the marketing of asparagus;
- (d) the improvement of the quality and variety of asparagus;
- (e) the improvement of the circulation of market information respecting asparagus; and
- (f) without limiting the generality of any of the foregoing, any matter with respect to which the Board or the local board may be empowered to make regulations under the Act. O. Reg. 361/78, s. 15.

Form 1

Farm Products Marketing Act

LICENCE TO ENGAGE IN THE  
PRODUCING OF ASPARAGUS

Under the *Farm Products Marketing Act* and the regulations, and subject to the limitations thereof, this licence is issued

to.....  
(name)

of.....  
(address)

to engage in the producing of asparagus,

Dated at Toronto, this .... day of....., 19..

THE FARM PRODUCTS MARKETING BOARD:

.....  
Chairman

.....  
Secretary

O. Reg. 361/78, Form 1.

Form 2

Farm Products Marketing Act

LICENCE AS A PROCESSOR OF ASPARAGUS

Under the *Farm Products Marketing Act* and the regulations, and subject to the limitations thereof, this licence is issued

to .....  
(name)

of .....  
(address)

to engage in the processing of asparagus.

This licence expires with the 31st day of January next following the date of issue.

Issued at Toronto, this ..... day of....., 19...

THE FARM PRODUCTS MARKETING BOARD:

.....  
Chairman

.....  
Secretary

O. Reg. 361/78, Form 2.

Form 3

Farm Products Marketing Act

APPLICATION FOR LICENCE AS A  
PROCESSOR OF ASPARAGUS

To: The Farm Products Marketing Board:

.....  
(name of applicant)

.....  
(address)

makes application for a licence as a processor of asparagus under the *Farm Products Marketing Act*.

Dated at ....., this ..... day of ....., 19...

.....  
(signature of applicant)

.....  
(where applicant is a corporation or partnership, signature of person authorized to sign)

.....  
(office)

O. Reg. 361/78, Form 3.

Form 4

Farm Products Marketing Act

ANNUAL ASPARAGUS ACREAGE REPORT FOR 19.. CROP YEAR

PLEASE PRINT:

1. NAME AND ADDRESS OF OPERATOR (OWNER OR TENANT)

.....  
Family or last name or name of corporation

.....  
Usual first name and initials (if an individual)

.....  
Address — P.O. Box No., R.R. No., or name of street or road

.....  
Local Municipality                      County or Regional Municipality                      Postal Code

.....  
Person Officially Responsible for the Asparagus Patch(es)

2. PLEASE CHECK IF FARM IS OWNED ☐ OR RENTED ☐

.....  
If rented, please give the owner's name and address.

3. This is the annual survey for Assessment of Asparagus acreage within Ontario for the current crop year.

Your acreage for the 19.. Crop Year is as follows; based on your assessment and/or acreage measurement.

Total Acres Planted in Asparagus .....  
Less: Acreage Exemptions ..... (Planted after May 1/..)  
TOTAL ASSESSABLE ACREAGE .....

If There Is No Change, Please Sign Below and Return.

4. If your Assessment *Does Not Agree* With Your Records, Complete The Remainder of This Form.

TOTAL ASPARAGUS ACREAGE ON MAY 1, 19.. (FOR PROCESSING AND FRESH MARKET)

Variety	Planting in 19..	1 – 2 Years	3 – 4 Years	5 – 10 Years	Over 10 Years	TOTAL
U.C. 66						
U.C. 72						
Viking						
Viking 2K						
Other						
Total						

ACRES DEDUCTED

ADDITIONAL ACRES

Removed ..... acres

Acres reaching maturity .....

No longer renting ..... acres

Acres previously rented out .....

Sold ..... acres (to whom)

Acres purchased ..... (from whom)

(name).....

(name).....

(address).....

(address).....

Dated at ....., this ..... day of ....., 19.....

.....  
Telephone No.

.....  
Signature

## REGULATION 345

### under the Farm Products Marketing Act

#### BEANS—PLAN

1. The plan in the Schedule is continued for the control and regulation of the marketing within Ontario of beans. R.R.O. 1970, Reg. 306, s. 1, *revised*.

2. The local board named in the Schedule is given the powers set out in subsection 15 (1), in paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 26 of subsection 15 (2) and in sections 50 and 110 of the *Co-operative Corporations Act*. O. Reg. 66/79, s. 3.

3. The members of the local board shall be deemed to be the shareholders and the directors thereof in the exercise of any of the powers mentioned in section 2. R.R.O. 1970, Reg. 306, s. 3.

#### Schedule

##### *Farm Products Marketing Act*

#### PLAN

1. This plan may be cited as "The Ontario Bean Producers' Marketing Plan".

2. In this plan,

- (a) "beans" means white pea-beans and yellow-eye beans produced in Ontario;
- (b) "producer" means a person engaged in the production of beans.

3. This plan applies to the control and regulation in any or all respects of the marketing within Ontario of beans.

4. There shall be a local board to be known as "The Ontario Bean Producers' Marketing Board".

5. The local board shall be composed of nine producer-members and the members in each district shall hold office until their successors are elected.

6. Producers are divided into six districts as follows:

- 1. District 1, comprising the County of Kent.
- 2. District 2, comprising the County of Elgin.
- 3. District 3, comprising the County of Middlesex.
- 4. District 4, comprising the County of Lambton.
- 5. District 5, comprising the County of Huron.
- 6. District 6, comprising the County of Perth.

7. There shall be a committee in each district to be known as the "District Bean Producers' Committee".

8.—(1) The District Bean Producers' Committees shall have the following number of members:

- 1. District 1, nine members.
- 2. District 2, five members.
- 3. District 3, five members.
- 4. District 4, five members.
- 5. District 5, twelve members.
- 6. District 6, five members.

(2) A producer in a territorial district or in a county not mentioned in section 6 may for the purposes of the plan be deemed to be a producer in the district nearest to his place of production.

9. On or before the 15th day of December in each year producers in each district, at a meeting called by the local board for the purpose, shall elect from among themselves the members of the District Bean Producers' Committee for the district.

10.—(1) On or before the 31st day of December in each year, the producers in each district shall elect from among themselves members to the local board as follows to hold office for one year from the 31st day of December in that year:

- 1. District 1, one member.
- 2. District 2, one member.
- 3. District 3, one member.
- 4. District 4, one member.
- 5. District 5, four members.
- 6. District 6, one member.

(2) No person is eligible for election or appointment from any district to the local board unless he is a producer in the district, and in no case shall he be elected to represent more than one district.

11.—(1) At its first meeting after their term of office has commenced, the members elected to the local board shall appoint the producer-members that are necessary to complete the local board.

(2) Where a member of the local board dies or resigns before the expiration of his term of office, the members of the local board may appoint a producer-member for the unexpired term. R.R.O. 1970, Reg. 306, Sched.; O. Reg. 44/71, s. 1, 2.





## REGULATION 346

### under the Farm Products Marketing Act

#### BEANS — MARKETING

##### 1. In this Regulation,

- (a) "beans" means white pea-beans and yellow-eye beans produced in Ontario;
- (b) "dealer" means a person who buys beans from a producer as an agent of the local board;
- (c) "local board" means The Ontario Bean Producers' Marketing Board;
- (d) "plan" means The Ontario Bean Producers' Marketing Plan;
- (e) "processing" includes picking, polishing, drying and canning or processing with or without other ingredients or processing or manufacturing articles of food or drink in whole or in part from beans;
- (f) "producer" means a person engaged in the production of beans. R.R.O. 1970, Reg. 307, s. 1.

2. This Regulation provides for the control and regulation in any or all respects of the marketing within Ontario of beans, including the prohibition of such marketing in whole or in part. R.R.O. 1970, Reg. 307, s. 2.

#### LICENCES

3. Every person who produces and processes beans shall forward to the local board the licence fees payable by him in any month not later than the 15th day of the following month. R.R.O. 1970, Reg. 307, s. 5 (3).

#### POWERS OF LOCAL BOARD

4.—(1) The Board authorizes the local board to use the licence fees, service charges, and other moneys payable to it, for the purposes of paying the expenses of the local board, carrying out and enforcing the Act and the regulations and carrying out the purposes of the plan. R.R.O. 1970, Reg. 307, s. 7 (1); O. Reg. 45/71, s. 2.

(2) The Board authorizes the local board to establish a fund in connection with the plan for the payment of any moneys that may be required for the purposes mentioned in subsection (1). R.R.O. 1970, Reg. 307, s. 7 (2).

5. The Board authorizes the local board to prohibit the marketing of any grade or size of beans. R.R.O. 1970, Reg. 307, s. 8.

6. The Board delegates to the local board the power,

- (a) to require persons engaged in producing or marketing beans to register their names, addresses and occupations with the local board;
- (b) to require persons engaged in producing or marketing beans to furnish such information relating to the production or marketing of beans including the completing and filing of returns, as the local board determines;
- (c) to appoint persons to inspect the books, records, documents, lands and premises and any beans of persons engaged in the marketing of beans;
- (d) to stimulate, increase and improve the marketing of beans by such means as it considers proper;
- (e) to co-operate with a marketing board, local board, marketing agency of Canada or of any province in Canada for the purpose of marketing beans;
- (f) to do such acts and make such orders and issue such directions as are necessary to enforce the due observance and carrying out of the provisions of the Act, the regulations or the plan. R.R.O. 1970, Reg. 307, s. 9; O. Reg. 45/71, s. 3 (1-3).

7. The Board delegates to the local board its powers to make regulations with respect to beans,

- (a) providing for the licensing of any or all persons before commencing or continuing to engage in the producing or marketing of beans;
- (b) prohibiting persons from engaging in the producing or marketing of beans except under the authority of a licence;
- (c) providing for the refusal to grant a licence where the applicant is not qualified by experience, financial responsibility and equipment to engage in properly the business for which the application was made, or for any other reason that the local board considers proper;
- (d) providing for the suspension or revocation of, or the refusal to renew, a licence for failure to observe, perform or carry out the provisions of the Act, the regulations, the

plan or any order or direction of the Board or local board;

- (e) providing for the fixing of licence fees not exceeding the rate of \$4.40 for each tonne of beans payable yearly, half-yearly, quarterly or monthly at different amounts or in instalments from any or all persons producing or marketing beans and the collecting of the licence fees and the recovering of such licence fees by suit in a court of competent jurisdiction;
- (f) requiring any person who receives beans to deduct from the moneys payable for the beans any licence fees payable to the local board by the person from whom he receives the beans, and to forward such licence fees to the local board;
- (g) requiring any person who produces and processes beans to furnish to the local board statements of the amount of beans that he produced in any year and used for processing;
- (h) prescribing the form of licences;
- (i) providing for the exemption from any or all of the regulations, orders or directions under the plan of any class, variety, grade or size of beans, or any person or class or persons engaged in the producing or marketing of beans or any class, variety, grade or size of beans;
- (j) requiring the furnishing of security or proof of financial responsibility by any person engaged in the marketing of beans and providing for the administration and disposition of any moneys or securities so furnished;
- (k) providing for the control and regulation of the marketing of beans, including the times and places at which beans may be marketed;
- (l) providing for the control and regulation of agreements entered into by producers of beans with persons engaged in marketing or processing beans, and the prohibition of any provision or clause in such agreements;
- (m) requiring any person who produces beans to offer to sell and to sell the beans to or through the local board;
- (n) prohibiting any person from processing, packing or packaging any beans that have not been sold to, by or through the local board; and
- (o) providing for the making of agreements relating to the marketing of beans by or through the local board, and prescribing the forms and the terms and conditions of such

agreements. R.R.O. 1970, Reg. 307, s. 10; O. Reg. 45/71, s. 4; O. Reg. 587/80, s. 5.

#### 8.—(1) The Board authorizes the local board,

- (a) to require that yellow-eye beans be marketed on a quota basis;
- (b) to prohibit any person to whom a quota has not been fixed and allotted for the marketing of yellow-eye beans or whose quota has been cancelled from marketing any yellow-eye beans;
- (c) to prohibit any person to whom a quota has been fixed and allotted for the marketing of yellow-eye beans from marketing any yellow-eye beans in excess of such quota; and
- (d) to prohibit any person to whom a quota has been fixed and allotted for the marketing of yellow-eye beans produced on lands in respect of which such quota was fixed and allotted from marketing any yellow-eye beans other than yellow-eye beans produced on such lands.

#### (2) The Board authorizes the local board,

- (a) to fix and allot to persons quotas for the marketing of yellow-eye beans on such basis as the local board considers proper;
- (b) to refuse to fix and allot to any person a quota for the marketing of yellow-eye beans for any reason that the local board considers proper;
- (c) to cancel or reduce, or refuse to increase, a quota fixed and allotted to any person for the marketing of yellow-eye beans for any reason that the local board considers proper; and
- (d) to permit any person to whom a quota has been fixed and allotted for the marketing of yellow-eye beans to market any yellow-eye beans in excess of such quota on such terms and conditions as the local board considers proper. O. Reg. 452/75, s. 1.

#### APPOINTMENT OF AGENTS

9. The Board authorizes the local board to appoint agents, to prescribe their duties and terms and conditions of employment and to provide for their remuneration. R.R.O. 1970, Reg. 307, s. 11.

#### MARKETING OF BEANS

10.—(1) All beans shall be marketed by or through the local board.

(2) No person shall market beans except by or through the local board. R.R.O. 1970, Reg. 307, s. 12.

11. The Board vests in the local board the following powers:

1. To direct and control, by order or direction, either as principal or agent, the marketing of beans, including the times and places at which beans may be marketed.
2. To determine the quantity of each class, variety, grade and size of beans that shall be marketed by each producer.
3. To prohibit the marketing of any class, variety, grade or size of beans.
4. To determine from time to time the price or prices that shall be paid to producers or to the local board, as the case may be, for beans or any class, variety, grade or size of beans and to determine different prices for different parts of Ontario.
5. To fix and impose service charges from time to time for the marketing of beans.
6. To require the price or prices payable or owing to the producer for beans to be paid to or through the local board.
7. To collect from any person by suit in a court of competent jurisdiction the price or prices or any part thereof of beans.
8. To purchase or otherwise acquire such quantity or quantities of beans as the local board considers advisable and to sell or otherwise dispose of any beans so purchased or acquired.
9. To pay from service charges imposed under paragraph 5 its expenses in carrying out the purposes of the plan.
10. To pay to the producers the price or prices for beans less service charges imposed under paragraph 5 and to fix the times at which or within which such payments shall be made. R.R.O. 1970, Reg. 307, s. 13; O. Reg. 45/71, s. 5 (1-3); O. Reg. 80/72, s. 1.

12. Each payment under paragraph 9 of section 11 shall be accompanied by a statement showing the class, variety, grade or size and the number or quantity of beans marketed, the price or prices paid and the particulars of the service charges imposed by it. R.R.O. 1970, Reg. 307, s. 14.

13. The Board authorizes the local board to conduct a pool or pools for the distribution of all moneys received from the sale of beans and after deducting all necessary and proper disbursements and expenses, to distribute the remainder of the moneys received from the sale in such manner that every producer receives a share of the remainder of the moneys received from the sale in relation to the amount, class, variety, grade or size of beans delivered by him, and authorizes the local board to make an initial payment on delivery of the beans and subsequent payments until all of the remainder of the moneys received from the sale is distributed to the producers. R.R.O. 1970, Reg. 307, s. 15; O. Reg. 45/71, s. 6.

#### BEAN INDUSTRY ADVISORY COMMITTEE

14. There shall be an advisory committee to be known as "The Bean Industry Advisory Committee" composed of a chairman and eight members. R.R.O. 1970, Reg. 307, s. 16.

15. After the 1st day of January and on or before the 15th day of January in each year,

- (a) the Board shall appoint the chairman;
- (b) the local board shall appoint four members;
- (c) the dealers shall appoint three members; and
- (d) The Ontario Food Processors' Association shall appoint one member,

to The Bean Industry Advisory Committee. R.R.O. 1970, Reg. 307, s. 17.

16. Subject to section 17, the members of the advisory committee appointed under section 15 are and remain members thereof until the 15th day of January in the year next following the year in which they were appointed. R.R.O. 1970, Reg. 307, s. 18.

17. Where a member of The Bean Industry Advisory Committee dies or resigns or is unavailable to act before the expiration of his term, the person or persons who appointed him shall appoint a person for the unexpired term of the member who died, resigned or was unavailable to act. R.R.O. 1970, Reg. 307, s. 19.

18. Where any of the persons referred to in clauses 15 (a), (b), (c) and (d) fail to appoint a member to The Bean Industry Advisory Committee in accordance with section 15 or 17, the Board may appoint such members as are necessary to complete the said committee. R.R.O. 1970, Reg. 307, s. 20.

19. The Bean Industry Advisory Committee is empowered to advise and make recommendations to

the local board, the dealers or The Ontario Food Processors' Association in respect of any of the following matters:

1. The promotion of harmonious relationships between persons engaged in the production and marketing of beans.
2. The promotion of greater efficiency in the production and marketing of beans.
3. The prevention and correction of irregularities and inequities in the marketing of beans.
4. The improvement of the quality and variety of beans.
5. The improvement of the circulation of market information respecting beans.
6. Without limiting the generality of any of the foregoing, any matter with respect to which the Board or the local board may be empowered to make regulations under the Act. R.R.O. 1970, Reg. 307, s. 21.

Form 1

*Farm Products Marketing Act*

LICENCE AS A GROWER OF BEANS

Under the *Farm Products Marketing Act* and the regulations, and subject to the limitations thereof, this licence is issued

to .....  
(name)

of .....  
(address)

to engage in the producing of beans.

Issued at Toronto, this.....day of....., 19...

THE FARM PRODUCTS MARKETING BOARD:

.....  
Chairman

.....  
Secretary

R.R.O. 1970, Reg. 307, Form 1.



## REGULATION 347

### under the Farm Products Marketing Act

#### BERRIES FOR PROCESSING—PLAN

1. The plan in the Schedule is continued for the control and regulation of the marketing within Ontario of berries. O. Reg. 78/72, s. 1, *revised*.

2. The local board named in the Schedule is given the powers set out in subsection 15 (1), in paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 26 of subsection 15 (2) and in sections 50 and 110 of the *Co-operative Corporations Act*. O. Reg. 66/79, s. 4.

3. The members of the local board shall be deemed to be the shareholders and directors thereof in the exercise of the powers mentioned in section 2. O. Reg. 78/72, s. 2.

#### Schedule

##### *Farm Products Marketing Act*

#### PLAN

1. This plan may be cited as "The Ontario Berry Growers' Marketing-for-Processing Plan".

2. In this plan,

- (a) "berries" means strawberries and raspberries produced in Ontario that are used by a processor for processing;

(b) "processing" means canning, dehydrating, drying, freezing or processing with sugar or sulphur dioxide or any other chemical;

(c) "processor" means a person engaged in the business of processing berries;

(d) "producer" means a person engaged in the production of berries.

3. This plan applies to the regulation and control of the marketing of berries locally within Ontario.

4. There shall be a local board to be known as "The Ontario Berry Growers' Marketing Board".

5. The local board shall be composed of eight producer-members.

6. The Minister shall appoint the members of the local board and shall appoint one of the members to be the chairman and another of the members to be the vice-chairman of the local board.

7. The Minister may revoke any appointment made by him under section 6.

8. The terms of office of the members appointed under section 6 shall expire one year after the date of their appointment. R.R.O. 1970, Reg. 308, Sched.; O. Reg. 439/79, s. 1.



## REGULATION 348

### under the Farm Products Marketing Act

#### BERRIES FOR PROCESSING—MARKETING

##### 1. In this Regulation,

- (a) "berries" means strawberries and raspberries produced in Ontario that are used by a processor for processing;
- (b) "local board" means the Ontario Berry Growers' Marketing Board;
- (c) "plan" means The Ontario Berry Growers' Marketing-for-Processing Plan;
- (d) "processing" means canning, dehydrating, drying, freezing or processing with sugar or sulphur dioxide or any other chemical;
- (e) "processor" means a person engaged in the business of processing berries;
- (f) "producer" means a person engaged in the production of berries. R.R.O. 1970, Reg. 309, s. 1.

2. This Regulation provides for the control and regulation in any or all respects of the marketing within Ontario of berries, including the prohibition of such marketing in whole or in part. O. Reg. 23/72, s. 1.

#### LICENCES

3.—(1) No person shall commence or continue to engage in the growing of berries except under the authority of a licence as a producer of berries in Form 1.

(2) Every producer shall be deemed to be the holder of a licence as a producer of berries in Form 1. R.R.O. 1970, Reg. 309, s. 3.

4.—(1) No person shall commence or continue to engage in the processing of berries except under the authority of a licence as a processor of berries in Form 3.

(2) No licence as a processor of berries shall be issued except upon application therefor in Form 2. R.R.O. 1970, Reg. 309, s. 4 (1, 2).

(3) A licence as a processor of berries expires with the 31st day of January next following the date on which the licence is issued. O. Reg. 23/72, s. 2.

(4) A licence shall be issued to a processor of berries without charge. R.R.O. 1970, Reg. 309, s. 4 (4).

5.—(1) The Board may refuse to grant a licence where the applicant is not qualified by experience, financial responsibility and equipment to engage in properly the business of a processor, or for any other reason that the Board considers proper.

(2) The Board may suspend or revoke or refuse to renew a licence as a processor of berries for failure to observe, perform or carry out the provisions of the Act, the regulations, the plan or any order or direction of the Board or local board. R.R.O. 1970, Reg. 309, s. 5.

6.—(1) Every producer shall pay to the local board licence fees at the rate of 1/10 of a cent for each quart or fraction thereof of berries delivered to a processor. R.R.O. 1970, Reg. 309, s. 6 (1).

(2) Any person who receives berries shall deduct from the moneys payable for the berries any licence fees payable to the local board by the person from whom he receives the berries and shall forward such licence fees to the local board not later than the 15th day of September in each year. O. Reg. 23/72, s. 3, *part*.

#### POWERS OF THE LOCAL BOARD

7. The Board delegates to the local board the power,

- (a) to stimulate, increase and improve the marketing of berries by such means as it considers proper;
- (b) to co-operate with a marketing board, local board, marketing commission or marketing agency of Canada or of any province in Canada for the purpose of marketing berries;
- (c) to do such acts and make such orders and issue such directions as are necessary to enforce the due observance and carrying out of the provisions of this Act, the regulations and the plan. R.R.O. 1970, Reg. 309, s. 7; O. Reg. 23/72, s. 4.

8.—(1) The Board authorizes the local board to use any class of licence fees and other moneys payable to it, for the purpose of paying the expenses of the local board, carrying out and enforcing the Act and the regulations and carrying out the purposes of the Ontario Berry Growers' Marketing-for-Processing Plan.

(2) The Board authorizes the local board to establish a fund in connection with the plan for the payment of any moneys that may be required for the purposes mentioned in subsection (1). R.R.O. 1970, Reg. 309, s. 8.

9. The Board authorizes the local board to require the price or prices payable or owing to the producers for berries to be paid to or through the local board. R.R.O. 1970, Reg. 309, s. 9.

10. The Board authorizes the local board to prohibit the marketing locally within Ontario of any class, variety or grade of berries. R.R.O. 1970, Reg. 309, s. 10.

#### NEGOTIATING AGENCIES

11.—(1) There shall be two negotiating agencies, to be known as,

- (a) "The Negotiating Committee for Raspberries"; and
- (b) "The Negotiating Committee for Strawberries".

(2) Each negotiating committee named in subsection (1) shall be composed of six persons, three of whom shall be appointed annually by the local board and three of whom shall be appointed annually by the processors.

(3) The local board and the processors shall appoint their respective members to the negotiating agencies named in subsection (1) and shall notify the Board in writing of the names and addresses of their respective members not later than the 5th day of June in each year.

(4) Where the local board or the processors fail to appoint the persons required by subsection (2), the Board shall appoint such persons as are necessary to complete the negotiating agency.

(5) Subject to subsection (6), the members of the negotiating agencies appointed under subsection (2) are and remain members until the 1st day of August of the year in which the members were appointed.

(6) Where a member of a negotiating agency dies or resigns or is unavailable to act on any committee before the expiration of his term of membership, the local board or the processors, as the case may be, shall appoint a person for the unexpired term of the member who died, resigned or was unavailable to act.

(7) Where the local board or the processors fail to make an appointment under subsection (6) within seven days after a vacancy occurs, the Board may appoint such persons as are necessary to complete the negotiating agency. R.R.O. 1970, Reg. 309, s. 11.

12. Each negotiating agency named in subsection 11 (1) is empowered to adopt or settle by agreement in respect of berries,

- (a) minimum prices for strawberries or raspberries, as the case may be, or for any class, variety, grade or size thereof;
- (b) terms, conditions and forms of agreements relating to the producing or marketing of strawberries or raspberries, as the case may be; and
- (c) any charges, costs or expenses relating to the production or marketing of strawberries or raspberries, as the case may be. R.R.O. 1970, Reg. 309, s. 12.

13. A meeting of a negotiating agency may be convened by a notice in writing given by the three members of the negotiating agency appointed by the local board, or by the processors, to the other members of the negotiating agency at least seven days, but not more than ten days, before the date of the meeting stating the time and place of the meeting. R.R.O. 1970, Reg. 309, s. 13.

#### ARBITRATION

14.—(1) Where a meeting of the negotiating agency is not held in accordance with the notice required by section 13, or where a meeting is held and the negotiating agency does not arrive at an agreement respecting all matters that it is empowered to adopt or settle by agreement,

- (a) in the case of strawberries, on or before the 5th day of June; or
- (b) in the case of raspberries, on or before the 20th day of June,

the matters in dispute shall be referred by the Board to an Arbitration Board.

(2) Where the negotiating agency decides,

- (a) in the case of strawberries, on or before the 5th day of June; or
- (b) in the case of raspberries, on or before the 20th day of June,

in any year that agreement cannot be reached, it shall so notify the Board.

(3) Where a negotiating agency does not arrive at an agreement on all matters that it is empowered to adopt or settle by agreement, it may submit in writing to the Board a statement or statements of the matters in dispute. R.R.O. 1970, Reg. 309, s. 14.

15.—(1) The Arbitration Board shall be composed of three members.

(2) One member may be appointed by the three members of the negotiating agency appointed by the local board and one other member may be appointed by the three members of the negotiating agency appointed by the processors.

(3) Where two members are appointed to the Arbitration Board in accordance with subsection (2), the two members so appointed may appoint a third member to the Arbitration Board, but, where the two members fail to agree on the third member within seven days after the date mentioned in clause 14 (2) (a) or (b), in any year, the Board shall appoint the third member.

(4) Where the three members of the negotiating agency appointed by the local board, or the three members of the negotiating agency appointed by the processors, fail to appoint a member to the Arbitration Board in accordance with subsection (2) within seven days after the date mentioned in clause 14 (2) (a) or (b), the Board shall appoint such members as are necessary to complete the Arbitration Board.

(5) The Board shall submit to the Arbitration Board any statement or statements of the matters in dispute received from a negotiating agency under subsection 14 (3).

(6) The Arbitration Board shall meet forthwith after the appointment of the three members thereof and shall make an award in respect of the matters referred to it, or all matters that the negotiating agency is empowered to adopt or settle by agreement, as the case may be. R.R.O. 1970, Reg. 309, s. 15.

Form 1

Farm Products Marketing Act

LICENCE AS A PRODUCER OF BERRIES

Under the *Farm Products Marketing Act* and the regulations, and subject to the limitations thereof, this licence is issued

to.....  
(name)  
.....  
(address)  
of.....  
(address)

to engage in the growing of berries.

This licence expires with the 31st day of March next following the date of issue.

Issued at Toronto, this....day of ....., 19....

THE FARM PRODUCTS MARKETING BOARD:  
.....  
Chairman  
.....  
Secretary

R.R.O. 1970, Reg. 309, Form 1.

Form 2

Farm Products Marketing Act

APPLICATION FOR LICENCE  
AS A PROCESSOR OF BERRIES

To: The Farm Products Marketing Board:

.....  
(name of applicant)  
.....  
(address)

makes application for a licence as a processor of berries under the *Farm Products Marketing Act*.

Dated at....., this.....day of ....., 19....  
.....  
(signature of applicant)  
.....  
(where applicant is a corporation or partnership, signature of person authorized to sign)  
.....  
(office)

R.R.O. 1970, Reg. 309, Form 2.

Form 3

Farm Products Marketing Act

LICENCE AS A PROCESSOR OF BERRIES

Under the *Farm Products Marketing Act* and the regulations, and subject to the limitations thereof, this licence is issued

to.....  
(name)  
.....  
(address)

to engage in the processing of berries.

This licence expires with the 31st day of January next following the date of issue.

Issued at Toronto, this....day of ....., 19....

THE FARM PRODUCTS MARKETING BOARD:  
.....  
Chairman  
.....  
Secretary  
O. Reg. 23/72, s. 5.





## REGULATION 349

### under the Farm Products Marketing Act

#### BROILER CHICKENS AND ROASTER CHICKENS—PLAN

1. The plan in the Schedule is continued for the control and regulation of the producing and marketing within Ontario of broiler chickens and roaster chickens. O. Reg. 39/78, s. 1, *revised*.

2. The local board named in the Schedule is given the powers set out in subsection 15 (1), in paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 26 of subsection 15 (2) and in sections 50 and 110 of the *Co-operative Corporations Act*. O. Reg. 66/79, s. 5.

3. The members of the local board shall be deemed to be the shareholders and the directors thereof in the exercise of any of the powers mentioned in section 2. R.R.O. 1970, Reg. 310, s. 3.

#### Schedule

##### *Farm Products Marketing Act*

#### PLAN

1. This plan may be cited as "The Ontario Chicken Producers' Marketing Plan".

2. In this plan,

- (a) "broiler chicken" means a chicken or any class or part thereof produced from the egg of a domestic hen where the live chicken weighs five and one-half pounds or less;
- (b) "processing" means the slaughtering of broiler chickens or roaster chickens;
- (c) "processor" means a person who processes broiler chickens or roaster chickens;
- (d) "producer" means a person engaged in the production of broiler chickens or roaster chickens;
- (e) "roaster chicken" means a chicken or any class or part thereof produced from the egg of a domestic hen where the live chicken weighs more than five and one-half pounds.

3. For the purpose of electing producer-representatives to the District Chicken Producers' Committee and eligibility for membership in a District Chicken Producers' Committee or the local board, a producer is the owner of a property on which broiler chickens or roaster chickens are produced other than a

property rented to a tenant who produces and markets broiler chickens or roaster chickens on his own account, in which case the producer during the currency of his lease, is the tenant, and,

- (a) where the producer is a corporation, the person, if any, designated in writing in respect of that property by the corporation shall be deemed to be the producer;
- (b) where the producer is a firm or partnership or one or more persons carrying on the production and marketing under a trade name, farm name or other designation, the person, if any, designated in writing in respect of that property by the owner or owners shall be deemed to be the producer; and
- (c) where the producer is comprised of two or more persons who are joint owners, the one of such joint owners who first presents himself to register the vote in respect of that property shall be deemed to be the producer.

4. This plan provides for the control and regulation in any or all respects of the producing and marketing within Ontario of broiler chickens and roaster chickens, including the prohibition of such producing and marketing in whole or in part.

5. There shall be a local board to be known as "The Ontario Chicken Producers' Marketing Board".

6. The local board shall be composed of ten producer-members.

7. Producers are divided into nine districts as follows:

- 1. District 1, comprising the counties of Bruce, Dufferin and Grey, The District Municipality of Muskoka and the County of Simcoe other than the townships of West Gwillimbury and Innisfil.
- 2. District 2, comprising the counties of Huron and Perth.
- 3. District 3, comprising the counties of Elgin, Essex, Kent, Lambton, Middlesex and Oxford.
- 4. District 4, comprising The Regional Municipality of Haldimand-Norfolk.
- 5. District 5, comprising The Regional Municipality of Niagara.

6. District 6, comprising the County of Brant and the regional municipalities of Halton and Hamilton-Wentworth.
7. District 7, comprising the County of Wellington and The Regional Municipality of Waterloo.
8. District 8, comprising the County of York as it existed on the 31st day of December, 1970, the townships of West Gwillimbury and Innisfil in the County of Simcoe, that part of The Regional Municipality of Durham that on the 31st day of December, 1973 was the County of Ontario, and The Regional Municipality of Peel.
9. District 9, comprising the counties of Dundas, Frontenac, Glengarry, Grenville, Hastings, Lanark, Lennox and Addington, Northumberland, Peterborough, Prescott, Prince Edward, Renfrew, Russell, Stormont and Victoria, The Regional Municipality of Ottawa-Carleton, the Provisional County of Haliburton, and that part of The Regional Municipality of Durham that on the 31st day of December, 1973, was the County of Durham.

8.—(1) The producers in each district mentioned in section 7 form a district group of producers.

(2) A producer in a territorial district or county not included in a district mentioned in section 7 may become a member of the district group of producers nearest to his place of production.

9.—(1) There shall be a committee of not less than four producer-members in each district to be known as the "District Chicken Producers' Committee".

(2) Subject to subsection (1), the number of producer-member representatives comprising each District Chicken Producers' Committee shall be determined on the basis of one producer-member representative for every twenty producers or part thereof in the district at the time of the election referred to in section 10.

10.—(1) The producers in each district shall elect from their members representatives to each District Chicken Producers' Committee, one of whom shall be a producer of roaster chickens, and one representative from each district to the local board.

(2) Those persons elected from Districts 1, 2, 3, 4 and 5 under subsection (1) on or before the 1st day of May in 1980 shall hold office for two years from the 1st day of May, 1980 and those persons elected from Dis-

tricts 6, 7, 8 and 9 under subsection (1) on or before the 1st day of May in 1980 shall hold office for one year from the 1st day of May, 1980.

(3) On or before the 1st day of May in 1981 and in every second year thereafter, the producers in Districts 6, 7, 8 and 9 shall elect from their members representatives to each District Chicken Producers' Committee, one of whom shall be a producer of roaster chickens, and one representative from each such district to the local board, to hold office for a period of two years from the 1st day of May.

(4) On or before the 1st day of May in 1982 and in every second year thereafter, the producers in Districts 1, 2, 3, 4 and 5 shall elect from their members representatives to each District Chicken Producers' Committee, one of whom shall be a producer of roaster chickens, and one representative from each such district to the local board, to hold office for a period of two years from the 1st day of May.

(5) No person is eligible for election to the local board who has not been elected a representative to the District Chicken Producers' Committee for the same term as that for which he is proposed to be elected to the local board.

(6) No person is eligible for election from any district to the local board unless he resides within the district.

11.—(1) Where the producers in any district fail to elect a representative to the local board in accordance with the provisions of section 10, the members of the local board shall, at its first meeting after the 1st day of May, appoint such producer-members as are necessary to complete the local board.

(2) When a member elected or appointed to the local board dies or resigns before his term has expired, the members of the local board may appoint a producer-member for the unexpired term.

(3) Each producer-member appointed as a member to the local board under subsection (1) or (2) shall be a producer in the district for which he is appointed.

(4) Where the members of the local board fail to appoint a person for the unexpired term of a member under subsection (2) within seven days from the death or resignation of the member, the Board may appoint a person for the unexpired term.

12. In each year the local board shall appoint one board member at large from among those committeemen who are producers of roaster chickens. R.R.O. 1970, Reg. 310, Sched.; O. Reg. 53/72, ss. 1-3; O. Reg. 462/72, ss. 3-12; O. Reg. 39/78, s. 2; O. Reg. 836/79, ss. 1, 2, revised.

## REGULATION 350

### under the Farm Products Marketing Act

#### BROILER CHICKENS AND ROASTER CHICKENS—MARKETING

##### 1. In this Regulation,

- (a) "broiler chicken" means a chicken or any class or part thereof produced from the egg of a domestic hen where the live chicken weighs five and one-half pounds or less;
- (b) "local board" means The Ontario Chicken Producers' Marketing Board;
- (c) "plan" means The Ontario Chicken Producers' Marketing Plan;
- (d) "processing" means the slaughter of broiler chickens or roaster chickens;
- (e) "processor" means a person who processes broiler chickens or roaster chickens;
- (f) "producer" means a person engaged in the production of broiler chickens or roaster chickens;
- (g) "roaster chicken" means a chicken or any class or part thereof produced from the egg of a domestic hen where the live chicken weighs more than five and one-half pounds. O. Reg. 463/72, s. 2.

2. This Regulation provides for the control and regulation in any or all respects of the producing and marketing within Ontario of broiler chickens and roaster chickens, including the prohibition of such producing and marketing in whole or in part. O. Reg. 40/78, s. 1.

3. The Board exempts from this Regulation a broiler chicken or a roaster chicken where the live chicken is more than six months of age. O. Reg. 463/72, s. 4.

#### POWERS OF LOCAL BOARD

4. The Board delegates to the local board the power,

- (a) to require persons engaged in producing or marketing broiler chickens or roaster chickens to register their names, addresses and occupations with the local board;
- (b) to require persons engaged in producing or marketing broiler chickens or roaster chickens to furnish such information relating to the production or marketing of

broiler chickens or roaster chickens, including the completing and filing of returns, as the local board determines;

(c) to appoint persons to,

- (i) inspect the books, records, documents, lands and premises and any broiler chickens or roaster chickens of persons engaged in producing or marketing broiler chickens or roaster chickens, and

- (ii) enter on lands or premises used for the producing of broiler chickens or roaster chickens and perform a count of broiler chickens or roaster chickens;

(d) to stimulate, increase and improve the marketing of broiler chickens and roaster chickens by such means as it considers proper;

(e) to co-operate with a marketing board, local board, marketing commission or marketing agency of Canada or of any province in Canada for the purpose of marketing broiler chickens or roaster chickens;

(f) to do such acts and make such orders and issue such directions as are necessary to enforce the due observance and carrying out of the provisions of the Act, the regulations and the plan. R.R.O. 1970, Reg. 311, s. 4; O. Reg. 463/72, s. 5; O. Reg. 538/79, s. 1.

5. The Board delegates to the local board its powers to make regulations with respect to broiler chickens and roaster chickens.

- (a) providing for the licensing of any or all persons before commencing or continuing to engage in the producing, marketing or processing of broiler chickens or roaster chickens;
- (b) prohibiting persons from engaging in the producing, marketing or processing of broiler chickens or roaster chickens except under the authority of a licence;
- (c) providing for the refusal to grant a licence where the applicant is not qualified by experience, financial responsibility and equipment to engage in properly the business for which the application was made, or for

any other reason that the local board considers proper;

- (d) providing for the suspension or revocation of, or the refusal to renew, a licence for failure to observe, perform or carry out the provisions of the Act, the regulations, the plan or any order or direction of the Board or local board;
- (e) prescribing the form of licences;
- (f) subject to section 3, providing for the exemption from any or all of the regulations, orders or directions under the plan of any class, variety, grade or size of broiler chickens or roaster chickens, or any person or class of persons engaged in the producing or marketing of broiler chickens or roaster chickens or any class, variety, grade or size of broiler chickens or roaster chickens;
- (g) subject to section 8, providing for the fixing of licence fees payable yearly, half yearly, quarterly or monthly at different amounts or in instalments from any or all persons producing or marketing broiler chickens or roaster chickens and the collecting of the licence fees and the recovering of such licence fees by suit in a court of competent jurisdiction;
- (h) requiring any person who receives broiler chickens or roaster chickens to deduct from the moneys payable for the broiler chickens or roaster chickens any licence fees payable to the local board by the person from whom he receives the broiler chickens or roaster chickens, and to forward such licence fees to the local board;
- (i) requiring the furnishing of security or proof of financial responsibility by any person engaged in the marketing of broiler chickens or roaster chickens and providing for the administration and disposition of any moneys or securities so furnished;
- (j) providing for the control and regulation of the marketing of broiler chickens and roaster chickens, including the times and places at which broiler chickens and roaster chickens may be marketed;
- (k) providing for the control and regulation of agreements entered into by producers of broiler chickens or roaster chickens with persons engaged in marketing or processing broiler chickens or roaster chickens, and the prohibition of any provision or clause in such agreements;
- (l) requiring any person who produces broiler chickens or roaster chickens to offer to sell

and to sell the broiler chickens or roaster chickens through the local board;

- (m) prohibiting any person from processing, packing or packaging any broiler chickens or roaster chickens that have not been sold by or through the local board;
- (n) providing for the making of agreements relating to the marketing of broiler chickens or roaster chickens by or through the local board, and prescribing the terms and conditions of such agreements; and
- (o) providing for the making of such orders and the issuing of such directions as are necessary to enforce the due observance and carrying out of the provisions of the Act, the regulations, the plan or any order or direction of the local board. R.R.O. 1970, Reg. 311, s. 5; O. Reg. 463/72, s. 6; O. Reg. 592/72, s. 1; O. Reg. 128/75, s. 1; O. Reg. 352/76, s. 1.

6.—(1) All broiler chickens and roaster chickens shall be marketed through the local board.

(2) No person shall market broiler chickens or roaster chickens except through the local board. O. Reg. 463/72, s. 8.

7. The Board vests in the local board the following powers:

1. To direct and control by order or direction, either as principal or agent, the marketing of broiler chickens and roaster chickens, including the times and places at which broiler chickens or roaster chickens may be marketed.
2. To prohibit the marketing of any class, variety, grade or size of broiler chickens or roaster chickens.
3. To determine from time to time the price or prices that shall be paid to producers or to the local board, as the case may be, for broiler chickens and roaster chickens or any class, variety, grade or size of broiler chickens and roaster chickens and to determine different prices for different parts of Ontario.
4. To fix and impose service charges from time to time for the marketing of broiler chickens and roaster chickens.
5. To purchase or otherwise acquire such quantity or quantities of broiler chickens and roaster chickens as the local board considers advisable and to sell or otherwise dispose of any broiler chickens and roaster chickens so purchased or acquired. O. Reg. 463/72, s. 9.



8. Where the local board licenses producers before commencing or continuing to engage in the producing or marketing of broiler chickens or roaster chickens, the licence fees shall not exceed amounts at the rate of two-tenths of a cent for each pound of broiler chickens or roaster chickens sold by them. O. Reg. 128/75, s. 3.

9.—(1) Any person who produces and processes broiler chickens or roaster chickens shall, not later than the 31st day of January in any year, furnish to the local board a statement of the amount of broiler chickens or roaster chickens he produced and used for processing in the preceding year. O. Reg. 463/72, s. 12, *part*.

(2) Any person who produces and processes broiler chickens or roaster chickens shall pay licence fees monthly to the local board in the same amounts as are prescribed by the local board under clause 5 (g) for every pound of broiler chickens or roaster chickens produced and processed by him. O. Reg. 128/75, s. 4.

(3) Any person who produces and processes broiler chickens or roaster chickens shall forward to the local board the licence fees payable by him in any month not later than the 15th day of the following month. O. Reg. 463/72, s. 12, *part*.

10. The local board may recover from any person by suit in a court of competent jurisdiction any licence fees payable to the local board. R.R.O. 1970, Reg. 311, s. 12.

11.—(1) The Board authorizes the local board,

- (a) to require that broiler chickens be marketed on a quota basis;
- (b) to prohibit any person to whom a quota has not been fixed and allotted for the marketing of broiler chickens or whose quota has been cancelled from marketing any broiler chickens;
- (c) to prohibit any person to whom a quota has been fixed and allotted for the marketing of broiler chickens from marketing any broiler chickens in excess of such quota; and
- (d) to prohibit any person to whom a quota has been fixed and allotted for the marketing of broiler chickens produced on lands or premises in respect of which such quota was fixed and allotted from marketing any broiler chickens other than broiler chickens produced on such lands or premises.

(2) The Board authorizes the local board,

- (a) to fix and allot to persons quotas for the marketing of broiler chickens on such basis as the local board considers proper;

(b) to refuse to fix and allot to any person a quota for the marketing of broiler chickens for any reason that the local board considers proper; and

(c) to cancel or reduce, or refuse to increase, a quota fixed and allotted to any person for the marketing of broiler chickens for any reason that the local board considers proper.

(3) The Board authorizes the local board,

- (a) to require that roaster chickens be marketed on a quota basis;
- (b) to prohibit any person to whom a quota has not been fixed and allotted for the marketing of roaster chickens or whose quota has been cancelled from marketing any roaster chickens;
- (c) to prohibit any person to whom a quota has been fixed and allotted for the marketing of roaster chickens from marketing any roaster chickens in excess of such quota; and
- (d) to prohibit any person to whom a quota has been fixed and allotted for the marketing of roaster chickens produced on lands or premises in respect of which such quota was fixed and allotted from marketing any roaster chickens other than roaster chickens produced on such lands or premises.

(4) The Board authorizes the local board,

- (a) to fix and allot to persons quotas for the marketing of roaster chickens on such basis as the local board considers proper;
- (b) to refuse to fix and allot to any person a quota for the marketing of roaster chickens for any reason that the local board considers proper; and
- (c) to cancel or reduce, or refuse to increase, a quota fixed and allotted to any person for the marketing of roaster chickens for any reason that the local board considers proper. O. Reg. 592/72, s. 4, *part*.

#### QUOTAS

12.—(1) The Board authorizes the local board,

- (a) to require that broiler chickens be produced on a quota basis;
- (b) to prohibit any person to whom a quota has not been fixed and allotted for the producing of broiler chickens or whose quota has been cancelled from producing any broiler chickens;

- (c) to prohibit any person to whom a quota has been fixed and allotted for the production of broiler chickens from producing any broiler chickens in excess of such quota; and
  - (d) to prohibit any person to whom a quota has been fixed and allotted for the producing of broiler chickens on lands or premises in respect of which such quota was fixed and allotted from producing any broiler chickens other than broiler chickens produced on such lands and premises.
- (2) The Board authorizes the local board,
- (a) to fix and allot to persons quotas for the producing of broiler chickens on such basis as the local board considers proper;
  - (b) to refuse to fix and allot to any person a quota for the producing of broiler chickens for any reason that the local board considers proper;
  - (c) to cancel or reduce, or refuse to increase, a quota fixed and allotted to any person for producing broiler chickens for any reason that the local board considers proper, and, without limiting the generality of the foregoing, to cancel or reduce any such quota as a penalty where the local board believes on reasonable grounds that the person to whom the quota was fixed and allotted has contravened any provisions of the Act or the regulations; and
  - (d) to permit any person to whom a quota has been fixed and allotted for the producing of broiler chickens to produce any broiler chickens in excess of such quota on such terms and conditions as the local board considers proper.
- (3) The Board authorizes the local board,
- (a) to require that roaster chickens be produced on a quota basis;
  - (b) to prohibit any person to whom a quota has not been fixed and allotted for the producing of roaster chickens or whose quota has been cancelled from producing any roaster chickens;
  - (c) to prohibit any person to whom a quota has been fixed and allotted for the producing of roaster chickens from producing any roaster chickens in excess of such quota; and
  - (d) to prohibit any person to whom a quota has been fixed and allotted for the producing of roaster chickens on lands or premises in respect of which such quota was fixed and allotted from producing any roaster chickens other than roaster chickens produced on such lands and premises.
- (4) The Board authorizes the local board,
- (a) to fix and allot to persons quotas for the producing of roaster chickens on such basis as the local board considers proper;
  - (b) to refuse to fix and allot to any person a quota for the producing of roaster chickens for any reason that the local board considers proper;
  - (c) to cancel or reduce or refuse to increase, a quota fixed and allotted to any person for producing roaster chickens for any reason that the local board considers proper, and, without limiting the generality of the foregoing, to cancel or reduce any such quota as a penalty where the local board believes on reasonable grounds that the person to whom the quota was fixed and allotted has contravened any provision of the Act or the regulations; and
  - (d) to permit any person to whom a quota has been fixed and allotted for the producing of roaster chickens to produce any roaster chickens in excess of such quota on such terms and conditions as the local board considers proper. O. Reg. 40/78, s. 2.
- 13.—**(1) The Board authorizes the local board to use any class of licence fees, service charges and other moneys payable to it, for the purpose of paying the expenses of the local board, carrying out and enforcing the Act and the regulations and carrying out the purposes of the plan.
- (2) The Board authorizes the local board to establish a fund in connection with the plan for the payment of any moneys that may be required for the purposes mentioned in subsection (1). R.R.O. 1970, Reg. 311, s. 13.
- ADVISORY COMMITTEES
- 14.—**(1) There shall be a committee to be known as "The Chicken Processors' Advisory Committee".
- (2) The Chicken Processors' Advisory Committee shall be composed of persons representing the members of the Ontario Poultry Processors Association.
- (3) Each member of the Ontario Poultry Processors Association is entitled to appoint one person to be a member of The Chicken Processors' Advisory Committee.
- (4) The members of The Chicken Processors' Advisory Committee may elect from among themselves one member to be chairman.

(5) Each member of The Chicken Processors' Advisory Committee holds office until his successor is appointed or until the person he represents ceases to be a member of the Ontario Poultry Processors Association.

(6) The Chicken Processors' Advisory Committee may make recommendations to the members of the Ontario Poultry Processors Association in respect of,

- (a) the promotion of harmonious relationships between persons engaged in the production and marketing of broiler chickens and roaster chickens;
- (b) the promotion of greater efficiency in the production and marketing of broiler chickens and roaster chickens;
- (c) the prevention and correction of irregularities and inequities in the marketing of broiler chickens and roaster chickens;
- (d) the improvement of the quality and variety of broiler chickens and roaster chickens;
- (e) the improvement of the circulation of market information respecting broiler chickens and roaster chickens;
- (f) without limiting the generality of any of the foregoing, any matter with respect to which the Board or the local board may be empowered to make regulations under the Act respecting broiler chickens and roaster chickens. O. Reg. 1013/76, s. 1.

15.—(1) There shall be a committee to be known as "The Chicken Industry Advisory Committee".

(2) The Chicken Industry Advisory Committee shall be composed of a chairman and six members.

(3) After the 1st day of May and before the 31st day of May in every year,

- (a) the Board shall appoint the chairman;
- (b) the local board shall appoint three members from among its members; and
- (c) The Chicken Processors' Advisory Committee shall appoint three members from among its members,

to The Chicken Industry Advisory Committee.

(4) Subject to subsection (6), the members of The Chicken Industry Advisory Committee are and remain members thereof until their successors are appointed.

(5) Where a member of The Chicken Industry Advisory Committee dies or resigns or is unavailable

to act before the time for his successor to be appointed, the local board or The Chicken Processors' Advisory Committee, as the case may be, shall appoint a person for the unexpired term of the member who died, resigned or was unavailable to act.

(6) Where the local board or The Chicken Processors' Advisory Committee, as the case may be, fails to appoint a member or members to The Chicken Industry Advisory Committee in accordance with subsection (3) or (5), the Board may appoint such members as are necessary to complete the said committee.

(7) The Chicken Industry Advisory Committee may make recommendations to the local board in respect of,

- (a) the promotion of harmonious relationships between persons engaged in the production and marketing of broiler chickens and roaster chickens;
- (b) the promotion of greater efficiency in the production and marketing of broiler chickens and roaster chickens;
- (c) the prevention and correction of irregularities and inequities in the marketing of broiler chickens and roaster chickens;
- (d) the improvement of the circulation of market information respecting broiler chickens and roaster chickens;
- (e) without limiting the generality of the foregoing, any matter with respect to which the Board or the local board may be empowered to make regulations under the Act respecting broiler chickens and roaster chickens. O. Reg. 1013/76, s. 2.

#### POWER TO CONDUCT POOLS

16.—(1) The Board authorizes the local board to conduct a pool or pools for the distribution of all moneys received from the sale of broiler chickens and, after deducting all necessary and proper disbursements and expenses, to distribute the remainder of the moneys received from the sale in such manner that every producer receives a share of the remainder of the moneys received from the sale in relation to the amount, class, variety, grade or size of broiler chickens delivered by him, and authorizes the local board to make an initial payment on delivery of the broiler chickens and subsequent payments until all of the remainder of the moneys received from the sale is distributed to the producers.

(2) The Board authorizes the local board to conduct a pool or pools for the distribution of all moneys received from the sale of roaster chickens and, after deducting all necessary and proper

disbursements and expenses, to distribute the remainder of the moneys received from the sale in such manner that every producer receives a share of the remainder of the moneys received from the sale in relation to the amount, class, variety, grade or size of roaster chickens delivered by him, and authorizes the local board to make an initial payment on delivery of the roaster chickens and subsequent payments until all the remainder of the moneys received from the sale is distributed to the producers. O. Reg. 352/76, s. 3, *part*.

17.—(1) The Board authorizes the local board to require the price or prices payable or owing to the producers for broiler chickens to be paid to or through

the local board and to recover such price or prices by suit in a court of competent jurisdiction.

(2) The Board authorizes the local board to require the price or prices payable or owing to the producers for roaster chickens to be paid to or through the local board and to recover such price or prices by suit in a court of competent jurisdiction. O. Reg. 352/76, s. 3, *part*.

18. The Board authorizes the local board to appoint agents, to prescribe their duties and terms and conditions of employment and to provide for their remuneration. O. Reg. 352/76, s. 3, *part*.



## REGULATION 351

under the Farm Products Marketing Act

### BURLEY TOBACCO—PLAN

1. The plan in the Schedule is continued for the control and regulation of the marketing within Ontario of burley tobacco. O. Reg. 430/74, s. 1, *revised*.

2. The local board named in the Schedule is given the powers set out in subsection 15 (1), in paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 26 of subsection 15 (2) and in sections 50 and 110 of the *Co-operative Corporations Act*. O. Reg. 66/79, s. 20.

3. The members of the local board shall be deemed to be the shareholders and the directors thereof in the exercise of any of the powers mentioned in section 2. O. Reg. 430/74, s. 3.

### Schedule

#### *Farm Products Marketing Act*

#### PLAN

1. This plan may be cited as "The Ontario Burley Tobacco Growers' Marketing Plan".

2. In this plan,

- (a) "burley tobacco" means unmanufactured burley tobacco produced in Ontario;
- (b) "producer" means a person engaged in the production of burley tobacco in Ontario.

3. This plan applies to the control and regulation in any or all respects of the marketing within Ontario of burley tobacco including the prohibition of such marketing in whole or in part.

4. There shall be a local board to be known as "The Ontario Burley Tobacco Growers' Marketing Board".

5. The local board shall be composed of eight producer members elected or appointed in accordance with this plan.

6. Producers are divided into two districts as follows:

- 1. District 1, comprising the County of Essex.
- 2. District 2, comprising the Province of Ontario, other than the County of Essex.

7. Producers in each of the districts named in section 6 form a district group.

8.—(1) The producers in each district shall elect, from the producers in the district, members to the local board as follows:

- 1. District 1, three members.
- 2. District 2, five members.

(2) No person is eligible for election from any district to the local board unless he resides within the district.

(3) The local board shall appoint a returning officer and such other persons as are required to assist him in the nomination and voting and shall furnish ballots as are required.

9.—(1) On the third Tuesday in May in each year the producers in each district shall hold a meeting to nominate producers in the district for election as members of the local board.

(2) Any producer residing in the district may nominate one or more producers residing in the district for election as members of the local board.

(3) When the returning officer is satisfied that nominations under subsection (2) are complete, he shall so declare and, after giving each of the persons nominated an opportunity to decline his nomination, shall, where not more than three persons are nominated for election as members of the local board in District 1 or not more than five persons are nominated for election as members of the local board in District 2, declare them elected.

10.—(1) In each district in which the members of the local board were not elected by acclamation, the local board shall arrange for such polling place or places as the local board determines.

(2) The third Tuesday in June in each year is fixed as the day for the election in each district of the members of the local board for the district.

(3) The time of voting shall be from 10 a.m. to 8 p.m.

(4) At least seven days before the day for the election, the local board shall give notice in writing to the producers,

- (a) of the names of the persons nominated under section 9;



(b) of the day and time of the election; and

(c) of the location of the polling place or places at which the producers may vote,

in the district.

11.—(1) Voting shall be by secret ballot.

(2) Where the third greatest number of votes for membership in the local board in District 1 or the fifth greatest number of votes for membership in the local board in District 2 are received by more than one person, the local board shall hold such further elections as are necessary to break the tie.

12.—(1) The term of office of each member of the local board shall commence on the 1st day of July in the year in which he is elected or appointed and shall expire on the 30th day of June of the following year.

(2) Where a member elected or appointed to the local board dies, resigns or ceases to be a producer residing in the district for which he is elected or appointed before the expiration of his term of membership, the members of the local board may appoint a person for the unexpired term who is a producer residing in the same district. O. Reg. 430/74, Sched.; O. Reg. 492/76, s. 1.

## REGULATION 352

### under the Farm Products Marketing Act

#### BURLEY TOBACCO—MARKETING

##### 1. In this Regulation,

- (a) "burley tobacco" means unmanufactured burley tobacco produced in Ontario;
- (b) "local board" means The Ontario Burley Tobacco Growers' Marketing Board;
- (c) "plan" means The Ontario Burley Tobacco Growers' Marketing Plan;
- (d) "producer" means a person engaged in the production of burley tobacco in Ontario. O. Reg. 436/74, s. 1.

2. This Regulation provides for the control and regulation in any or all respects of the marketing within Ontario of burley tobacco, including the prohibition of such marketing in whole or in part. O. Reg. 436/74, s. 2.

3. The Board delegates to the local board the power,

- (a) to require persons engaged in producing or marketing burley tobacco to register their names, addresses and occupations with the local board;
- (b) to require persons engaged in producing or marketing burley tobacco to furnish such information relating to the production or marketing of burley tobacco, including the completing and filing of returns, as the local board determines;
- (c) to appoint persons to inspect the books, records, documents, lands and premises and any burley tobacco of persons engaged in producing or marketing burley tobacco;
- (d) to stimulate, increase and improve the marketing of burley tobacco by such means as it considers proper;
- (e) to co-operate with a marketing board, local board, marketing commission or marketing agency of Canada or of any province in Canada for the purpose of marketing burley tobacco;
- (f) to do such acts and make such orders and issue such directions as are necessary to enforce the due observance and carrying out of the provisions of the Act, the

regulations or the plan. O. Reg. 436/74, s. 3.

4. The Board delegates to the local board its powers to make regulations with respect to burley tobacco,

- (a) providing for the licensing of any or all persons before commencing or continuing to engage in the producing or marketing of burley tobacco;
- (b) prohibiting persons from engaging in the producing or marketing of burley tobacco except under the authority of a licence;
- (c) providing for the refusal to grant a licence where the applicant is not qualified by experience, financial responsibility and equipment to engage in properly the business for which the application was made, or for any other reason that the local board considers proper;
- (d) providing for the suspension or revocation of, or the refusal to renew, a licence for failure to observe, perform or carry out the provisions of the Act, the regulations, the plan or any order or direction of the local board;
- (e) providing for the fixing of licence fees not exceeding, in the case of persons licensed to commence or continue to engage in the producing of burley tobacco, 3 cents for each pound or fraction thereof marketed, payable yearly, half-yearly, quarterly or monthly at different amounts or in instalments from any or all persons producing or marketing burley tobacco and the recovering of such licence fees by suit in a court of competent jurisdiction;
- (f) requiring any person who produces and processes burley tobacco to furnish to the local board statements of the amounts of burley tobacco that he produced in any year and used for processing;
- (g) prescribing the form of licences;
- (h) providing for the exemption from any or all of the regulations, orders or directions under the plan of any class, variety or grade of burley tobacco;
- (i) requiring the furnishing of security or proof of financial responsibility by any

person engaged in the marketing of burley tobacco and providing for the administration and disposition of any moneys or securities so furnished;

- (j) providing for the control and regulation of the marketing of burley tobacco, including the times and places at which burley tobacco may be marketed;
- (k) providing for the control and regulation of agreements entered into by producers of burley tobacco with persons engaged in marketing or processing burley tobacco and the prohibition of any provision or clause in such agreements;
- (l) requiring any person who produces burley tobacco to offer to sell and to sell burley tobacco through the local board;
- (m) prohibiting any person from processing, packing or packaging any burley tobacco that has not been sold through the local board;
- (n) providing for the making of agreements relating to the marketing of burley tobacco through the local board and prescribing the forms and the terms and conditions of such agreements. O. Reg. 436/74, s. 4; O. Reg. 985/76, s. 1.

5.—(1) The Board authorizes the local board,

- (a) to require that burley tobacco be marketed on a quota basis;
- (b) to prohibit any person to whom a quota has not been fixed and allotted for the marketing of burley tobacco or whose quota has been cancelled from marketing any burley tobacco;
- (c) to prohibit any person to whom a quota has been fixed and allotted for the marketing of burley tobacco from marketing any burley tobacco in excess of such quota;
- (d) to prohibit any person to whom a quota has been fixed and allotted for the marketing of burley tobacco produced on lands or premises in respect of which such quota was fixed and allotted from marketing any burley tobacco other than the burley tobacco produced on such lands and premises.

(2) The Board authorizes the local board,

- (a) to fix and allot to persons quotas for the marketing of burley tobacco on such basis as the local board considers proper;

(b) to refuse to fix and allot to any person a quota for the marketing of burley tobacco for any reason that the local board considers proper; and

(c) to cancel or reduce, or refuse to increase, a quota fixed and allotted to any person for the marketing of burley tobacco for any reason that the local board considers proper. O. Reg. 436/74, s. 5.

6.—(1) The Board authorizes the local board to use any class of licence fees, service charges and other moneys payable to it for the purposes of paying the expenses of the local board, carrying out and enforcing the Act and the regulations and carrying out the purposes of the plan.

(2) The Board authorizes the local board to establish a fund in connection with the plan for the payment of any moneys that may be required for the purposes mentioned in subsection (1). O. Reg. 436/74, s. 6.

7. The Board authorizes the local board to conduct a pool or pools for the distribution of all moneys received from the sale of burley tobacco and, after deducting all necessary and proper disbursements and expenses, to distribute the remainder of the moneys received from the sale in such manner that every producer receives a share of the remainder of the moneys received from the sale in relation to the amount, class, variety or grade of burley tobacco delivered by him, and authorizes the local board to make an initial payment on delivery of the burley tobacco and subsequent payments until all of the remainder of the moneys received from the sale is distributed to the producers. O. Reg. 436/74, s. 7.

8. The Board authorizes the local board to require the price or prices payable or owing to the producers for burley tobacco to be paid to or through the local board and to recover such price or prices by suit in a court of competent jurisdiction. O. Reg. 436/74, s. 8.

9. The Board authorizes the local board to prohibit the marketing of any class, variety or grade of burley tobacco. O. Reg. 436/74, s. 9.

10. The Board authorizes the local board to appoint agents, to prescribe their duties and terms and conditions of employment and to provide for their remuneration. O. Reg. 436/74, s. 10.

11.—(1) There shall be a negotiating agency to be known as the "Negotiating Committee for Burley Tobacco" composed of the persons who are appointed members of the negotiating agency under subsection (2).

(2) The Negotiating Committee for Burley Tobacco shall be comprised of,

- (a) not more than four members appointed by the buyers of burley tobacco; and
- (b) not more than four members appointed by the local board.

(3) The persons entitled to appoint members under subsection (2) shall appoint the members and shall notify the Board of the members' names and addresses prior to the 1st day of October in each year.

(4) The terms of office of the members of the negotiating agency expire on the 1st day of October in each year.

(5) The persons who are members of the Negotiating Committee for Burley Tobacco under subsection (2) remain members thereof until their successors become members.

(6) Where a member of the Negotiating Committee for Burley Tobacco appointed under subsection (2), dies or resigns or is unavailable to act prior to the expiration of his membership, the person who appointed him shall appoint a person for the unexpired term of such member. O. Reg. 436/74, s. 11, *revised*.

**12.** The Negotiating Committee for Burley Tobacco is empowered to adopt or settle by agreement,

- (a) minimum prices for burley tobacco or any class, variety or grade of burley tobacco;
- (b) terms, conditions and forms of agreements relating to the producing or marketing of burley tobacco; and
- (c) any charges, costs of expenses relating to the production or marketing of burley tobacco. O. Reg. 436/74, s. 12.

**13.** A meeting of the Negotiating Committee for Burley Tobacco may be convened by a notice in writing given by the members appointed under clause 11 (2) (a) or appointed under clause 11 (2) (b) to the other members, at least seven days but not later than ten days, before the date of the meeting, stating the time and place of the meeting. O. Reg. 436/74, s. 13.

**14.—**(1) Where a meeting of the Negotiating Committee for Burley Tobacco is held and the negotiating agency does not arrive at an agreement respecting all matters that it is empowered to adopt or settle by agreement, and where not less than two-thirds of the members of the negotiating agency vote in favour thereof, the negotiating agency may refer the matters in dispute to a conciliation board.

(2) Where the Negotiating Committee for Burley Tobacco refers matters in dispute to a conciliation board, it shall so notify the Board. O. Reg. 436/74, s. 14.

**15.—**(1) The conciliation board shall be composed of three members of whom,

- (a) one member shall be appointed by the persons appointed under clause 11 (2) (a);
- (b) one member shall be appointed by the persons appointed under clause 11 (2) (b); and
- (c) one member shall be appointed by the Board.

(2) The members of the conciliation board shall be appointed within one week of the time that notice was given under subsection 14 (2).

(3) The conciliation board is empowered,

- (a) to endeavour to effect agreement on any matter referred to in section 12 that the negotiating agency has failed to adopt or settle by agreement; and
- (b) to recommend adoption of any agreement effected under clause (a) to the negotiating agency.

(4) The recommendation of the conciliation board made under clause 3 (b) may include a minority report disagreeing in whole or in part with the recommendation of the majority of the conciliation board.

(5) The conciliation board shall submit its recommendations to the Negotiating Committee for Burley Tobacco within two weeks of the time that notice was given under subsection 14 (2). O. Reg. 436/74, s. 15.





## REGULATION 353

### under the Farm Products Marketing Act

#### BY-LAWS FOR LOCAL BOARDS

1. The head office of a local board shall be in such place in Ontario as the local board from time to time determines by by-law. R.R.O. 1970, Reg. 312, s. 1.

2. The fiscal year of a local board shall commence on the 1st day of April in each year but the local board may, by by-law, specify another date. R.R.O. 1970, Reg. 312, s. 2.

3. The local board, after every general election or appointment of its members, shall by by-law specify the period of time within which its first meeting shall be held. R.R.O. 1970, Reg. 312, s. 3.

#### OFFICERS

4.—(1) A local board shall, at the first meeting after every general election or appointment of its members, elect from its members a chairman and a vice-chairman.

(2) The chairman shall, when present, preside at all meetings of the local board.

(3) During the absence of the chairman or his inability to act, his duties may be performed by the vice-chairman.

(4) Where the chairman and vice-chairman are absent from a meeting, the local board may elect a chairman for the purpose of that meeting from among the members present at the meeting.

(5) The chairman and vice-chairman of a local board shall hold office until their successors are elected. R.R.O. 1970, Reg. 312, s. 4.

5. A majority of the members of a local board constitute a quorum for the transaction of business. R.R.O. 1970, Reg. 312, s. 5.

6.—(1) A local board shall appoint a secretary and a treasurer.

(2) The same person may be appointed secretary and treasurer.

(3) A local board may appoint such officers and employees as it considers necessary.

(4) Subject to subsection 4 (1), no local board shall appoint a member of the local board as an officer or employee thereof. R.R.O. 1970, Reg. 312, s. 6.

7. The secretary of a local board shall,

(a) attend all meetings of the local board and keep true minutes thereof and shall send a copy of the minutes to every member of the local board within ten days after the meeting;

(b) conduct the correspondence of the local board;

(c) keep a record of,

(i) all business transactions of the local board,

(ii) all orders, directions or determinations of the local board,

(iii) all reports of committees that are from time to time appointed by the local board, and

(iv) all annual statements and financial auditor's reports;

(d) maintain at the head office of the local board true copies of all regulations of the local board and shall permit any person to inspect the regulations without charge during the normal business hours of the local board; and

(e) perform such other duties as may be prescribed from time to time by the local board. R.R.O. 1970, Reg. 312, s. 7.

8. The treasurer of a local board shall,

(a) under the direction of the local board, provide for the deposit of money, the safe-keeping of securities and the disbursement of the funds of the local board;

(b) maintain separate accounts for the deposit of,

(i) moneys received by the local board in trust for any other person, and

(ii) levies or charges imposed by the local board pursuant to powers exercised under authority granted under the *Agricultural Products Marketing Act* (Canada);

(c) keep full and accurate books of account in which shall be recorded all receipts and disbursements of the local board;

- (d) prepare reports showing the financial position of the local board as the local board may direct from time to time; and
- (e) perform such other duties as may be prescribed from time to time by the local board. R.R.O. 1970, Reg. 312, s. 8.

9.—(1) Any of the powers and duties of an officer to whom an assistant has been appointed by the local board may be exercised and performed by the assistant.

(2) A local board may add to or limit the powers and duties of an officer or his assistant. R.R.O. 1970, Reg. 312, s. 9.

#### MEETINGS OF LOCAL BOARDS

10.—(1) Meetings of a local board shall be held from time to time at such place, at such time and on such day as the chairman or vice-chairman or any two members of the local board may determine and the secretary, when directed or authorized by either of the said officers or by any two members of the local board, shall give or cause to be given notice of the meeting.

(2) Unless otherwise stated in the notice calling the meeting, meetings of the local board shall be held at the head office.

(3) Notice of a meeting shall,

- (a) include the date and time of the meeting; and
- (b) be given,
  - (i) in writing by mail or telegraph, or
  - (ii) orally or by telephone.

(4) Notice of a meeting shall be given such period or periods of time in advance of the meeting as the local board provides by by-law.

(5) No notice of a meeting is required to be given, where, in addition to the members of the local board present, those absent waive notice of the meeting either before or after the meeting.

(6) Notice in writing by mail or by telegraph shall be sufficiently given if mailed or telegraphed to a member at his last address as recorded in the books of the local board. R.R.O. 1970, Reg. 312, s. 10.

11. All questions arising at a meeting of a local board shall be decided by the majority of the votes of the members present and in the event of a tie vote the chairman of the meeting shall have the deciding vote. R.R.O. 1970, Reg. 312, s. 11.

#### TRANSACTION OF BUSINESS OTHER THAN AT A MEETING

12.—(1) A local board may transact business matters other than at a meeting called and conducted in accordance with sections 10 and 11 upon condition that,

- (a) the chairman of the local board is of the opinion that the matter of business should be decided sooner than a meeting can be called;
- (b) the chairman submits the matter to be decided to the secretary of the local board;
- (c) the chairman or the secretary submits the matter for decision of the members of the local board,
  - (i) by mail or telegraph, or
  - (ii) orally; and
- (d) the secretary makes a record in the minute book of the local board of the matter to be decided and the decision of each member.

(2) Where the conditions prescribed in subsection (1) have been complied with and the record shows a majority of members in favour of, or against, the matter of business, it shall be decided accordingly.

(3) Where the secretary of a local board makes a record in the minute book under subsection (1), the record shall be read and confirmed at the next meeting of the local board. R.R.O. 1970, Reg. 312, s. 12.

#### FINANCES

13.—(1) A by-law passed by a local board,

- (a) for borrowing money on the credit of the local board;
- (b) for issuing, selling or pledging securities of the local board;
- (c) for charging, mortgaging, hypothecating or pledging all or any of the real or personal property of the local board, including book debts and unpaid calls, rights, powers, franchises and undertakings; or
- (d) to negotiate for any securities or any money borrowed, or other debt, or any other obligation or liability of the local board,

shall state the purpose or purposes for which the money, credit, debt or liability are to be used.

(2) No by-law referred to in subsection (1) is effective unless it is passed at a meeting of the members of the local board called for the purpose of considering the by-law and not less than two-thirds of the members are present and vote in favour thereof. R.R.O. 1970, Reg. 312, s. 13.

14.—(1) A local board shall require the treasurer to furnish a bond for the faithful discharge of his duties in such form and with such security as the local board may from time to time prescribe.

(2) A local board may require such other officers and such employees and agents as the local board considers advisable to furnish bonds for the faithful discharge of their duties in such form and with such security as the local board may from time to time prescribe.

(3) A local board shall pay the cost of any bond required under subsection (1) or (2). R.R.O. 1970, Reg. 312, s. 14.

15. Subject to section 8, no local board shall invest any surplus funds of the local board other than in,

- (a) those classes of securities in which a trustee may invest money in his hands under section 26 of the *Trustee Act*, as amended from time to time, other than first mortgages, charges or hypothecs upon real estate in Canada;
- (b) investment certificates of a chartered bank; and
- (c) paid up shares of,
  - (i) any credit union league to which the *Credit Unions and Caisses Populaires Act* applies; and
  - (ii) The Ontario Co-operative Credit Society. R.R.O. 1970, Reg. 312, s. 15.

16.—(1) A local board shall cause its accounts to be audited annually by one or more auditors within three months after the end of the fiscal year of the local board.

(2) The auditor shall make a report to the local board based on the accounts examined by him and on every balance sheet laid before the local board at a general meeting and in the report shall state whether, in his opinion, the balance sheet referred to in the report is properly drawn up so as to exhibit a true and correct view of the state of the local board's affairs as shown by its books and the treasurer's financial statement.

(3) The secretary of the local board shall file the report of the auditor. R.R.O. 1970, Reg. 312, s. 16.

#### SEAL

17.—(1) A local board shall have a corporate seal.

(2) The seal shall be in the form of two concentric circles with the name of the local board inserted in the space between the two circles.

(3) The secretary shall have custody of the seal. R.R.O. 1970, Reg. 312, s. 17.

#### MEETING OF PRODUCERS

18.—(1) A local board shall call,

- (a) an annual meeting of the producers under the plan; or
- (b) annual area meetings of the producers under the plan in each area and an annual meeting of delegates from all annual area meetings.

(2) Where the local board calls annual area meetings under clause (1) (b), the local board may determine the boundaries of every area for the purposes of the annual area meetings and the method of electing or appointing delegates from the annual area meetings to the annual meeting of delegates.

(3) Where the local board calls annual area meetings under clause (1) (b), the local board shall include every part of Ontario to which the plan applies in areas for which annual area meetings are called.

(4) The annual meeting referred to in clause (1) (a) or the annual area meetings and annual meeting of delegates referred to in clause (1) (b), as the case may be, shall be held at such time and at such place, in every year, as the local board determines.

(5) At every annual meeting referred to in clause (1) (a) and at every annual meeting of delegates referred to in clause (1) (b), the local board shall present, at the meeting, the auditor's report referred to in subsection 16 (2) and shall announce the appointment of auditors for the next succeeding annual meeting. R.R.O. 1970, Reg. 312, s. 18.

19.—(1) Where a local board receives a petition or request from at least ten per cent of the producers under the plan requesting that a special meeting of the producers be held for discussion of matters respecting the operation of the plan or of the local board, the local board shall call a special meeting of the producers within thirty days of receipt of the petition or request.

(2) A petition or request shall contain or be accompanied by a statement of the matters for discussion at the special meeting. R.R.O. 1970, Reg. 312, s. 19.

20.—(1) A meeting referred to in section 18 or 19 may be called,

- (a) by giving notice thereof to each producer or delegate who is entitled to attend; or

(b) by publication of a notice in at least one newspaper or magazine having a general circulation among the producers.

(2) Notice of a meeting referred to in section 18 shall be given or published at least two weeks before the date of the meeting. R.R.O. 1970, Reg. 312, s. 20.

**21.—**(1) Every member or officer of a local board and his heirs, executors or administrators, and estate and effects respectively shall, from time to time and at all times, be indemnified and saved harmless out of the money of the local board, from and against any

action, suit or proceeding that is brought, commenced or prosecuted against him in respect of any matter to which subsection 4 (6) of the Act applies.

(2) Where any member or officer of a local board or his heirs, executors or administrators or estate and effects receives any money from any person on account of any matter with respect to which he has already received money from the local board under subsection (1), he shall forthwith pay to the local board the amount of money that he received respecting that matter from the local board or the amount of money that he received respecting that matter from the other person, whichever is the lesser amount. R.R.O. 1970, Reg. 312, s. 21.

## REGULATION 354

under the Farm Products Marketing Act

CHICKEN—EXTENSION OF POWERS

1. In this Regulation,

(a) "chicken" means chicken and parts thereof produced in Ontario;

(b) "marketing agency" means the Canadian Chicken Marketing Agency constituted under the *Farm Products Marketing Agencies Act* (Canada). O. Reg. 532/79, s. 1.

2. The Lieutenant Governor in Council hereby grants authority to the marketing agency to regulate the marketing within Ontario of chicken in the manner set out in section 3. O. Reg. 532/79, s. 2.

3. For the purpose of regulating the marketing within Ontario of chicken, the marketing agency may exercise, with respect to chicken so marketed, the powers that it may exercise with respect to chicken marketed in interprovincial or export trade under paragraph 23 (1) (a) of the *Farm Products Marketing Agencies Act* (Canada). O. Reg. 532/79, s. 3.





## REGULATION 355

under the Farm Products Marketing Act

### EGGS—EXTENSION OF POWERS

1. In this Regulation,

(a) “eggs” means eggs of a domestic hen produced in Ontario other than hatching eggs;

(b) “marketing agency” means The Canadian Egg Marketing Agency constituted under the *Farm Products Marketing Agencies Act* (Canada). O. Reg. 533/79, s. 1.

2. The Lieutenant Governor in Council hereby grants authority to the marketing agency to regulate the marketing within Ontario of eggs in the manner set out in section 3. O. Reg. 533/79, s. 2.

3. For the purpose of regulating the marketing within Ontario of eggs, the marketing agency may exercise, with respect to eggs so marketed, the powers that it may exercise with respect to eggs marketed in interprovincial or export trade under paragraph 23 (1) (a) of the *Farm Products Marketing Agencies Act* (Canada). O. Reg. 533/79, s. 3.



## REGULATION 356

### under the Farm Products Marketing Act

#### EGGS—PLAN

1. The plan in the Schedule is continued for the control and regulation of the marketing within Ontario of chicks-for-placement, eggs, hatching eggs and fowl. O. Reg. 183/74, s. 1.

2. The local board named in the Schedule is given the powers set out in subsection 15 (1), paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 26 of subsection 15 (2) and in sections 50 and 110 of the *Co-operative Corporations Act*. O. Reg. 66/79, s. 18.

3. The members of the local board shall be deemed to be the shareholders and the directors thereof in the exercise of any of the powers mentioned in section 2. O. Reg. 593/72, s. 3.

#### Schedule

##### *Farm Products Marketing Act*

#### PLAN

1. This plan may be cited as "The Ontario Egg Producers' Marketing Plan".

2. In this plan,

(a) "chicks-for-placement" means female chickens twenty weeks of age or less or any class thereof;

(b) "eggs" means eggs of a domestic hen produced in Ontario other than hatching eggs;

(c) "fowl" means a domestic hen more than twenty weeks of age;

(d) "hatching eggs" means eggs of a domestic hen produced in Ontario for the purpose of hatching into chicks;

(e) "Minister" means the Minister of Agriculture and Food;

(f) "producer" means a person engaged in the production of chicks-for-placement, eggs, hatching eggs or fowl.

3. This plan applies to the control and regulation in any or all respects of the marketing within Ontario of chicks-for-placement, eggs, hatching eggs and fowl including the prohibition of such marketing in whole or in part.

4. There shall be a local board to be known as "The Ontario Egg Producers' Marketing Board".

5. The local board shall be composed of not more than fifteen producer-members who shall hold office until their successors are elected or appointed.

6. Producers are divided into thirteen districts as follows:

1. District 1, comprising the counties of Essex and Kent.

2. District 2, comprising the County of Lambton.

3. District 3, comprising the County of Middlesex.

4. District 4, comprising the counties of Elgin and Oxford and that part of The Regional Municipality of Haldimand-Norfolk that, on the 31st day of March, 1974, was the County of Norfolk.

5. District 5, comprising the county of Brant, the regional municipalities of Hamilton-Wentworth and Niagara and that part of The Regional Municipality of Haldimand-Norfolk that, on the 31st day of March, 1974, was the County of Haldimand.

6. District 6, comprising the County of Huron.

7. District 7, comprising the County of Perth and the townships of Wellesley and Wilmot in The Regional Municipality of Waterloo.

8. District 8, comprising the County of Wellington, the regional municipalities of Halton and Peel and the townships of North Dumfries and Woolwich and the City of Waterloo in The Regional Municipality of Waterloo.

9. District 9, comprising the counties of Bruce, Dufferin, Grey and Simcoe and The District Municipality of Muskoka.

10. District 10, comprising the counties of Hastings, Northumberland, Peterborough, Prince Edward and Victoria, the Provisional County of Haliburton and the regional municipalities of Durham and York.

11. District 11, comprising the counties of Dundas, Frontenac, Grenville, Lanark, Leeds, Lennox and Addington and Renfrew and The Regional Municipality of Ottawa-Carleton.

12. District 12, comprising the counties of Glengarry, Prescott, Russell and Stormont.

13. District 13, comprising the territorial districts of Ontario except The District Municipality of Muskoka.

7.—(1) The producers in each district mentioned in section 6 form a district group of producers.

(2) A producer in an area not included in a district mentioned in section 6 may become a member of the district group of producers nearest his place of production.

8.—(1) There shall be a committee of producer-members in each district to be known as the "District Egg Producers' Committee".

(2) The number of producers on each committee shall be as follows:

1. District 1,	Essex	—	6 members
	Kent	—	6 members
	Total	—	12 members.
2. District 2,	Total	—	11 members.
3. District 3,	Total	—	17 members.
4. District 4,	Elgin	—	4 members
	Oxford	—	9 members
	Norfolk	—	2 members
	Total	—	15 members.
5. District 5,	Brant	—	2 members
	Hamilton-		
	Wentworth	—	3 members
	Niagara	—	6 members
	Haldimand	—	2 members
	Total	—	13 members.
6. District 6,	Total	—	14 members.
7. District 7,	Perth	—	8 members
	West Waterloo	—	5 members
	Total	—	13 members.
8. District 8,	Wellington	—	6 members
	Halton	—	2 members
	Peel	—	1 member
	East Waterloo	—	3 members
	Total	—	12 members.
9. District 9,	Bruce	—	3 members
	Dufferin	—	1 member
	Grey	—	3 members
	Simcoe and		
	Muskoka	—	3 members
	Total	—	10 members.
10. District 10,	Hastings and		
	Haliburton	—	1 member
	Northumber-		
	land	—	2 members
	Ontario	—	2 members
	Peterborough	—	1 member

Prince Edward	—	1 member
Victoria and		
Durham	—	2 members
York	—	3 members
Total	—	12 members.

11. District 11,	Dundas	—	2 members
	Frontenac	—	1 member
	Grenville	—	1 member
	Lanark	—	1 member
	Leeds	—	1 member
	Lennox and		
	Addington	—	1 member
	Renfrew	—	1 member
	Ottawa-		
	Carleton	—	3 members
	Total	—	11 members.

12. District 12,	Glengarry	—	2 members
	Prescott	—	7 members
	Russell	—	2 members
	Stormont	—	1 member
	Total	—	12 members.

13. District 13,	Algoma	—	1 member
	Cochrane	—	1 member
	Kenora and		
	Rainy River	—	1 member
	Sudbury and		
	Timiskaming—		1 member
	Thunder Bay	—	1 member
	Total	—	5 members.

9.—(1) On or before the 1st day of March in each year, the producers in each district shall, subject to subsection (2), elect from among themselves members to each District Producers' Committee on the basis referred to in subsection 8 (2).

(2) No producer is eligible to be elected a member of a District Egg Producers' Committee unless,

(a) he has been allotted a basic quota for the marketing of eggs by the local board; or

(b) he is a tenant and has been allotted a marketing quota for the marketing of eggs by the local board and has the permission in writing of the holder of the basic quota to act in his behalf.

(3) Members of District Egg Producers' Committees hold office from the 1st day of March.

(4) The terms of office of members of each District Egg Producers' Committee expire on the last day of February of the year following the year in which they were elected.

(5) No person is eligible to be elected a member of more than one District Egg Producers' Committee.

(6) Where an election has taken place that results in a contravention of subsection (5), the local board may



declare void any election of a person necessary to prevent a contravention of subsection (5) and such election is thereupon wholly void and of no effect.

10.—(1) On or before the 1st day of April in each year, the members of each District Egg Producers' Committee shall elect from among themselves one person to be a member of the local board for the district.

(2) Members of the local board hold office from the 1st day of April.

(3) The terms of office of members of the local board expire on the 31st day of March of the year following the year in which they were elected.

11.—(1) Where the producers in any district fail to elect representatives to the District Egg Producers' Committee in accordance with section 9, the local board may, at its first meeting after the date for commencement of the terms of office of members of District Egg Producers' Committees, appoint such eligible producers as are necessary to complete any District Egg Producers' Committee.

(2) Where the members of a District Egg Producers' Committee fail to elect a member to the local board in accordance with the provisions of section 10, the members of the local board shall, at its first meeting

after the date for commencement of terms of office of members of the local board, appoint such eligible producers as are necessary to complete the local board.

(3) When a member elected or appointed to the local board dies or resigns before his term has expired, the members of the local board may appoint an eligible producer as member for the unexpired term.

(4) Where the members of the local board fail to appoint a person under subsection (2) or (3),

(a) at the meeting referred to in subsection (2); or

(b) within seven days of the death or resignation,

as the case may be, the Board may appoint a person for the unexpired term.

12. The Minister may appoint two persons who are producers of chicks-for-placement to be members of the local board to hold office until their successors are appointed under this section. O. Reg. 593/72, Sched.; O. Reg. 183/74, s. 1; O. Reg. 764/74, s. 1; O. Reg. 433/75, s. 1; O. Reg. 32/76, s. 1; O. Reg. 470/76, s. 1; O. Reg. 947/79, ss. 1, 2.



## REGULATION 357

under the Farm Products Marketing Act

### EGGS—MARKETING

#### 1. In this Regulation,

- (a) "chicks-for-placement" means female chickens twenty weeks of age or less or any class thereof;
- (b) "eggs" means eggs of a domestic hen produced in Ontario other than hatching eggs;
- (c) "fowl" means a domestic hen more than twenty weeks of age;
- (d) "hatching eggs" means eggs of a domestic hen produced in Ontario for the purpose of hatching into chicks;
- (e) "local board" means The Ontario Egg Producers' Marketing Board;
- (f) "producer" means a person engaged in the production of chicks-for-placement, eggs, hatching eggs or fowl. O. Reg. 594/72, s. 1; O. Reg. 243/73, s. 1 (1, 2); O. Reg. 184/74, s. 1; O. Reg. 434/75, s. 1.

2. This Regulation provides for the control and regulation in any or all respects of the marketing within Ontario of chicks-for-placement, eggs, hatching eggs and fowl including the prohibition of such marketing in whole or in part. O. Reg. 184/74, s. 2.

3. The Board exempts from sections 5 to 12 hatching eggs that are marketed for hatching purposes. O. Reg. 634/74, s. 1.

### POWERS OF LOCAL BOARD

4. The Board delegates to the local board the power,

- (a) to require persons engaged in producing or marketing chicks-for-placement, eggs, hatching eggs or fowl to register their names, addresses and occupations with the local board;
- (b) to require persons engaged in producing or marketing chicks-for-placement, eggs, hatching eggs or fowl to furnish such information relating to the production or marketing of chicks-for-placement, eggs, hatching eggs or fowl, including the completing and filing of returns, as the local board determines;

(c) to appoint persons to,

- (i) inspect the books, records, documents, lands and premises and any chicks-for-placement, eggs, hatching eggs and fowl of persons engaged in producing or marketing chicks-for-placement, eggs, hatching eggs or fowl, and

- (ii) enter on lands or premises used for the producing of chicks-for-placement, eggs, hatching eggs or fowl and perform a count of chicks-for-placement, eggs, hatching eggs or fowl;

(d) to stimulate, increase and improve the marketing of chicks-for-placement, eggs, hatching eggs and fowl by such means as it considers proper;

(e) to co-operate with a marketing board, local board, marketing commission or marketing agency of Canada or of any province in Canada for the purpose of marketing chicks-for-placement, eggs, hatching eggs or fowl; and

(f) to do such acts and make such orders and issue such directions as are necessary to enforce the due observance and carrying out of the provisions of the Act, the regulations or the plan. O. Reg. 594/72, s. 4; O. Reg. 243/73, s. 4; O. Reg. 184/74, s. 4; O. Reg. 84/79, s. 1.

5. The Board delegates to the local board its powers to make regulations with respect to eggs and hatching eggs,

- (a) providing for the licensing of any or all persons before commencing or continuing to engage in the producing, marketing or processing of eggs or hatching eggs;
- (b) prohibiting persons from engaging in the producing, marketing or processing of eggs or hatching eggs except under the authority of a licence;
- (c) subject to section 15, providing for the refusal to grant a licence where the applicant is not qualified by experience, financial responsibility and equipment to engage in

properly the business for which the application was made, or for any other reason that the local board considers proper;

- (d) providing for the suspension or revocation of, or the refusal to renew, a licence for failure to observe, perform or carry out the provisions of the Act, the regulations, the plan or any order or direction of the Board or local board;
- (e) providing for the fixing of licence fees payable yearly, half-yearly, quarterly or monthly at different amounts or in instalments from any or all persons producing or marketing eggs or hatching eggs and the collecting of licence fees and the recovering of such licence fees by suit in a court of competent jurisdiction;
- (f) requiring any person who receives eggs or hatching eggs to deduct from the moneys payable for the eggs or hatching eggs any licence fees payable to the local board by the person from whom he receives the eggs or hatching eggs, and to forward such licence fees to the local board;
- (g) requiring any person who produces and processes eggs or hatching eggs to furnish to the local board statements of the amounts of eggs and hatching eggs that he produced in any year and used for processing;
- (h) prescribing the form of licences;
- (i) providing for the exemption from any or all of the regulations, orders or directions under the plan of any class, variety, grade or size of eggs or hatching eggs or any person or class of persons engaged in the producing or marketing of eggs or hatching eggs or any class, variety, grade or size of eggs or hatching eggs;
- (j) requiring the furnishing of security or proof of financial responsibility by any person engaged in the marketing of eggs or hatching eggs and providing for the administration and disposition of any moneys or securities so furnished;
- (k) providing for the control and regulation of the marketing of chicks-for-placement, eggs and hatching eggs, including the times and places at which chicks-for-placement, eggs and hatching eggs may be marketed;
- (l) providing for the control and regulation of agreements entered into by producers of chicks-for-placement, eggs or hatching eggs with persons engaged in marketing or processing chicks-for-placement, eggs or hatching eggs, and the prohibition of any provision or clause in such agreements;
- (m) requiring any person who produces eggs or hatching eggs to offer to sell and to sell eggs or hatching eggs to or through the local board;
- (n) prohibiting any person from processing, packing or packaging any eggs or hatching eggs that have not been sold to, by or through the local board;
- (o) providing for the making of agreements relating to the marketing of eggs or hatching eggs by or through the local board and prescribing the forms and the terms and conditions of such agreements; and
- (p) providing for the making of such orders and the issuing of such directions as are necessary to enforce the due observance and carrying out of the provisions of the Act, the regulations, the plan or any order or direction of the Board or the local board. O. Reg. 594/72, s. 5; O. Reg. 184/74, s. 5; O. Reg. 434/75, s. 2.

6. The Board vests in the local board the following powers:

1. To direct and control, by order or direction, either as principal or agent, the marketing of eggs and hatching eggs, including the times and places at which eggs or hatching eggs may be marketed.
2. To determine the quality of each class, variety, grade and size of eggs or hatching eggs that shall be marketed by each producer.
3. To prohibit the marketing of any class, variety, grade or size of eggs or hatching eggs.
4. To determine from time to time the price or prices that shall be paid to producers or to the local board, as the case may be, for eggs and hatching eggs or any class, variety, grade or size of eggs or hatching eggs and to determine different prices for different parts of Ontario.
5. To fix and impose service charges from time to time for the marketing of eggs and hatching eggs.
6. To require the price or prices payable or owing to the producer for eggs or hatching eggs to be paid to or through the local board.
7. To collect from any person by suit in a court of competent jurisdiction the price or prices or any part thereof of eggs or hatching eggs.

8. To purchase or otherwise acquire such quantity or quantities of eggs or hatching eggs as the local board considers advisable and to sell or otherwise dispose of any eggs or hatching eggs so purchased or acquired.
  9. To pay from service charges imposed under paragraph 5 its expenses in carrying out the purposes of the plan.
  10. To pay to the producers the price or prices for eggs or hatching eggs less service charges imposed under paragraph 5 and to fix the times at which or within which such payments shall be made. O. Reg. 594/72, s. 6.
- 7.—(1) The Board authorizes the local board,
- (a) to require that eggs be marketed on a quota basis;
  - (b) to prohibit any person to whom a quota has not been fixed and allotted for the marketing of eggs or whose quota has been cancelled from marketing any eggs;
  - (c) to prohibit any person to whom a quota has been fixed and allotted for the marketing of eggs from marketing any eggs in excess of such quota; and
  - (d) to prohibit any person to whom a quota has been fixed and allotted for the marketing of eggs produced on lands or premises in respect of which such quota was fixed and allotted from marketing any eggs other than eggs produced on such lands or premises;
- (2) The Board authorizes the local board,
- (a) to fix and allot to persons quotas for the marketing of eggs on such basis as the local board considers proper;
  - (b) to refuse to fix and allot to any person a quota for the marketing of eggs for any reason that the local board considers proper;
  - (c) to cancel or reduce, or refuse to increase, a quota fixed and allotted to any person for the marketing of eggs for any reason that the local board considers proper; and
  - (d) to permit any person to whom a quota has been fixed and allotted for the marketing of eggs to market any eggs in excess of such quota on such terms and conditions as the local board considers proper.
- (3) The Board authorizes the local board,
- (a) to require that hatching eggs be marketed on a quota basis;
  - (b) to prohibit any person to whom a quota has not been fixed and allotted for the marketing of hatching eggs or whose quota has been cancelled from marketing any hatching eggs;
  - (c) to prohibit any person to whom a quota has been fixed and allotted for the marketing of hatching eggs from marketing any hatching eggs in excess of such quota; and
  - (d) to prohibit any person to whom a quota has been fixed and allotted for the marketing of hatching eggs produced on lands or premises in respect of which such quota was fixed and allotted from marketing any hatching eggs other than hatching eggs produced on such lands or premises.
- (4) The Board authorizes the local board,
- (a) to fix and allot to persons quotas for the marketing of hatching eggs on such basis as the local board considers proper;
  - (b) to refuse to fix and allot to any person a quota for the marketing of hatching eggs for any reason that the local board considers proper;
  - (c) to cancel or reduce, or refuse to increase, a quota fixed and allotted to any person for the marketing of hatching eggs for any reason that the local board considers proper; and
  - (d) to permit any person to whom a quota has been fixed and allotted for the marketing of hatching eggs to market any hatching eggs in excess of such quota on such terms and conditions as the local board considers proper. O. Reg. 594/72, s. 7.
- (5) The Board authorizes the local board,
- (a) to require that chicks-for-placement be marketed on a quota basis;
  - (b) to prohibit any person to whom a quota has not been fixed and allotted for the marketing of chicks-for-placement or whose quota has been cancelled from marketing any chicks-for-placement;
  - (c) to prohibit any person to whom a quota has been fixed and allotted for the marketing of chicks-for-placement from marketing any chicks-for-placement in excess of such quota; and
  - (d) to prohibit any person to whom a quota has been fixed and allotted for the marketing of chicks-for-placement produced on lands or premises in respect of which such quota was fixed and allotted from marketing any chicks-for-placement other than chicks-for-placement produced on such lands or premises.



(6) The Board authorizes the local board,

- (a) to fix and allot to persons quotas for the marketing of chicks-for-placement on such basis as the local board considers proper;
- (b) to refuse to fix and allot to any person a quota for the marketing of chicks-for-placement for any reason that the local board considers proper;
- (c) to cancel or reduce, or refuse to increase, a quota fixed and allotted to any person for the marketing of chicks-for-placement for any reason that the local board considers proper; and
- (d) to permit any person to whom a quota has been fixed and allotted for the marketing of chicks-for-placement to market any chicks-for-placement in excess of such quota on such terms and conditions as the local board considers proper. O. Reg. 184/74, s. 6.

8.—(1) The Board authorizes the local board to use any class of licence fees, service charges, and other moneys payable to it, for the purpose of paying the expenses of the local board, carrying out and enforcing the Act and the regulations and carrying out the purposes of the plan.

(2) The Board authorizes the local board to establish a fund in connection with the plan for the payment of any moneys that may be required for the purposes mentioned in subsection (1). O. Reg. 594/72, s. 8.

9.—(1) There shall be a committee to be known as "The Egg Industry Advisory Committee".

(2) The Egg Industry Advisory Committee shall be composed of a chairman and twelve members.

(3) In each year after the 1st day of April and before the 30th day of April,

- (a) the Board shall appoint the chairman;
- (b) the local board shall appoint five members;
- (c) the Ontario Pullet Growers' Association shall appoint two members;
- (d) the Ontario Hatcheries Association shall appoint two members;
- (e) the Ontario Grain and Feed Dealers Association shall appoint one member;
- (f) the Ontario Egg Processors Association shall appoint one member; and
- (g) the Board shall appoint one member to represent the operators of egg breaking plants in Ontario,

to The Egg Industry Advisory Committee.

(4) The members of The Egg Industry Advisory Committee are and remain members thereof until the 30th day of April in the year following the year in which they were appointed.

(5) Where a member of The Egg Industry Advisory Committee dies or resigns or is unavailable to act before the expiration of his term, the person or persons who appointed him shall appoint a person for the unexpired term of the member who died, resigned or was unavailable to act.

(6) The Egg Industry Advisory Committee may advise and make recommendations to the local board or to any person or organization represented on the committee in respect of,

- (a) the promotion of harmonious relationships between persons engaged in the production and marketing of eggs, hatching eggs, chicks-for-placement or fowl;
- (b) the promotion of greater efficiency in the production and marketing of eggs, hatching eggs, chicks-for-placement and fowl;
- (c) the prevention and correction of irregularities and inequities in the marketing of eggs, hatching eggs, chicks-for-placement and fowl;
- (d) the improvement of the quality and variety of eggs, hatching eggs, chicks-for-placement and fowl;
- (e) the improvement of the circulation of market information respecting eggs, hatching eggs, chicks-for-placement and fowl; and
- (f) without limiting the generality of any of the foregoing, any matter with respect to which the Board or the local board may be empowered to make regulations under the Act.

(7) The local board shall forthwith provide the Board with full particulars of any recommendations made to the local board by The Egg Industry Advisory Committee. O. Reg. 897/74, s. 1.

10. The Board authorizes the local board to conduct a pool or pools for the distribution of all moneys received from the sale of eggs and hatching eggs and, after deducting all necessary and proper disbursements and expenses, to distribute the remainder of the moneys received from the sale in such manner that every producer receives a share of the remainder of the moneys received from the sale in relation to the amount, class, variety, grade or size of eggs or hatching eggs delivered by him, and authorizes the local board to make

an initial payment on delivery of the eggs or hatching eggs and subsequent payments until all of the remainder of the moneys received from the sale is distributed to the producers. O. Reg. 594/72, s. 9.

11. The Board authorizes the local board to appoint agents, to prescribe their duties and terms and conditions of employment and to provide for their remuneration. O. Reg. 594/72, s. 10.

12.—(1) All eggs and hatching eggs shall be marketed through the local board.

(2) No person shall market eggs or hatching eggs except through the local board. O. Reg. 594/72, s. 11.

13. The local board shall give statements to every person engaged in producing eggs or hatching eggs showing the class, variety, grade or size and the number or quantity of eggs or hatching eggs marketed, the price or prices paid and particulars of the service charges imposed by it. O. Reg. 594/72, s. 12.

14. The Board vests in the local board the power to make regulations,

- (a) providing for the seizure and detention of the whole or any part of any chicks-for-placement, eggs, fowl or hatching eggs or any class, variety, grade or size thereof by any person appointed under clause 4 (1) (g) of the Act where the person believes on reasonable grounds an offence against the Act or the regulations has been committed in respect of the chicks-for-placement, eggs, fowl or hatching eggs;
- (b) providing for the release from detention of the whole or any part of any chicks-for-placement, eggs, fowl or hatching eggs or any class, variety, grade or size thereof where the local board is satisfied that the owner of the chicks-for-placement, eggs, fowl or hatching eggs that have been seized and detained comply with the Act and the regulations respecting the chicks-for-placement, eggs, fowl or hatching eggs;
- (c) providing for the disposal of the whole or any part of any chicks-for-placement, eggs, fowl or hatching eggs or any class, variety, grade or size thereof that have been seized and detained and providing for the administration and disposition of any moneys derived from any such disposal; and
- (d) prescribing the manner in which the chicks-for-placement, eggs, fowl or hatching eggs shall be seized, detained, released and disposed of. O. Reg. 434/75, s. 3, *part*.

15. The Board delegates to the local board its powers to make regulations, notwithstanding clause 5 (c), providing for the refusal to grant a licence for the producing of chicks-for-placement or eggs or hatching

eggs for any reason that the local board considers proper. O. Reg. 434/75, s. 3, *part*.

16.—(1) The Board authorizes the local board,

- (a) to require that chicks-for-placement be produced on a quota basis;
- (b) to prohibit any person to whom a quota has not been fixed and allotted for the producing of chicks-for-placement or whose quota has been cancelled from producing any chicks-for-placement;
- (c) to prohibit any person to whom a quota has been fixed and allotted for the producing of chicks-for-placement from producing any chicks-for-placement in excess of such quota; and
- (d) to prohibit any person from producing chicks-for-placement in premises other than premises in respect of which a quota for producing chicks-for-placement has been fixed and allotted to such person.

(2) The Board authorizes the local board,

- (a) to fix and allot to persons quotas for producing chicks-for-placement on such basis as the local board considers proper;
- (b) to refuse to fix and allot to any person a quota for producing chicks-for-placement for any reason that the local board considers proper;
- (c) to cancel or reduce, or refuse to increase, a quota fixed and allotted to any person for producing chicks-for-placement for any reason that the local board considers proper, and, without limiting the generality of the foregoing, to cancel or reduce any such quota as a penalty where the local board has reasonable grounds for belief that the person to whom the quota was fixed and allotted has contravened any provision of the Act or the regulations; and
- (d) to permit any person to whom a quota has been fixed and allotted for the producing of chicks-for-placement to produce any chicks-for-placement in excess of such quota on such terms and conditions as the local board considers proper.

(3) The Board authorizes the local board,

- (a) to require that eggs be produced on a quota basis;
- (b) to prohibit any person to whom a quota has not been fixed and allotted for the producing of eggs or whose quota has been cancelled from producing any eggs;
- (c) to prohibit any person to whom a quota has been fixed and allotted for the producing of

eggs from producing any eggs in excess of such quota; and

- (d) to prohibit any person from producing eggs in premises other than premises in respect of which a quota for producing eggs has been fixed and allotted to such person.

(4) The Board authorizes the local board,

- (a) to fix and allot to persons quotas for producing eggs on such basis as the local board considers proper;
- (b) to refuse to fix and allot to any person a quota for producing eggs for any reason that the local board considers proper;
- (c) to cancel or reduce, or refuse to increase, a quota fixed and allotted to any person for producing eggs for any reason that the local board considers proper, and, without limiting the generality of the foregoing, to cancel or reduce any such quota as a penalty where the local board has reasonable grounds for belief that the person to whom the quota was fixed and allotted has contravened any provision of the Act or the regulations; and
- (d) to permit any person to whom a quota has been fixed and allotted for the producing of eggs to produce any eggs in excess of such quota on such terms and conditions as the local board considers proper.

(5) The Board authorizes the local board,

- (a) to require that hatching eggs be produced on a quota basis;
- (b) to prohibit any person to whom a quota has not been fixed and allotted for the producing of hatching eggs or whose quota has been cancelled from producing any hatching eggs;
- (c) to prohibit any person to whom a quota has been fixed and allotted for the producing of hatching eggs from producing any hatching eggs in excess of such quota; and
- (d) to prohibit any person from producing hatching eggs in premises other than premises in respect of which a quota for producing hatching eggs has been fixed and allotted to such person.

(6) The Board authorizes the local board,

- (a) to fix and allot to persons quotas for producing hatching eggs on such basis as the local board considers proper;
- (b) to refuse to fix and allot to any person a quota for producing hatching eggs for any reason that the local board considers proper;

- (c) to cancel or reduce, or refuse to increase, a quota fixed and allotted to any person for producing hatching eggs for any reason that the local board considers proper, and, without limiting the generality of the foregoing, to cancel or reduce any such quota as a penalty where the local board has reasonable grounds for belief that the person to whom the quota was fixed and allotted has contravened any provision of the Act or the regulations; and

- (d) to permit any person to whom a quota has been fixed and allotted for the producing of hatching eggs to produce any hatching eggs in excess of such quota on such terms and conditions as the local board considers proper.

(7) The Board authorizes the local board,

- (a) to require that fowl be possessed on a quota basis;
- (b) to prohibit any person to whom a quota has not been fixed and allotted for the possession of fowl or whose quota has been cancelled from possessing any fowl;
- (c) to prohibit any person to whom a quota has been fixed and allotted for possessing any fowl in excess of such quota; and
- (d) to prohibit any person from possessing fowl in premises other than premises in respect of which a quota for possessing fowl has been fixed and allotted to such person.

(8) The Board authorizes the local board,

- (a) to fix and allot to persons quotas for possessing fowl on such basis as the local board considers proper;
- (b) to refuse to fix and allot to any person a quota for possessing fowl for any reason that the local board considers proper;
- (c) to cancel or reduce, or refuse to increase, a quota fixed and allotted to any person for possessing fowl for any reason that the local board considers proper, and without limiting the generality of the foregoing, to cancel or reduce any such quota as a penalty where the local board has reasonable grounds for belief that the person to whom the quota was fixed and allotted has contravened any provision of the Act or the regulations; and
- (d) to permit any person to whom a quota has been fixed and allotted for possessing fowl to possess any fowl in excess of such quota on such terms and conditions as the local board considers proper. O. Reg. 434/75, s. 3, *part*.



## REGULATION 358

under the Farm Products Marketing Act

### EGGS—MARKETING LIMITATIONS

1. The Board considers it necessary and advisable and requires that the local board carry out the purposes of The Ontario Egg Producers' Marketing Plan established by Regulation 356 of Revised Regulations of Ontario, 1980 in accordance with the Schedule. O. Reg. 595/72, s. 1.

2. Sections 1, 2 and 3 of Regulation 357 of Revised Regulations of Ontario, 1980 apply to this Regulation with necessary modifications. O. Reg. 595/72, s. 2.

#### Schedule

1. In this Schedule,

(a) "Agency" means the Canadian Egg Marketing Agency established by the Canadian Egg Marketing Agency Proclamation issued pursuant to the *Farm Products Marketing Agencies Act* (Canada);

(b) "quota" means a quota fixed and allotted to a producer pursuant to section 7 of Regulation 357 of Revised Regulations of Ontario, 1980;

(c) "quota system" means the method by which the quota fixed and allotted to any producer is determined.

2. The local board shall establish a quota system in order to fix and allot quotas to all producers of eggs or hatching eggs in Ontario in such manner that the number of dozens of eggs and hatching eggs produced in Ontario and authorized to be marketed in intraprovincial trade in the year 1973, when taken together with the number of dozens of eggs and hatching eggs produced in Ontario and authorized to be marketed in interprovincial and export trade in the same year, pursuant to quotas assigned by the Agency and the number of dozens of and hatching eggs produced in the Province and anticipated to be marketed in the same year other than as authorized by a quota assigned by the Agency or fixed and allotted by the local board, will equal the number of dozens of eggs and hatching eggs set out in section 3 of this Schedule.

3. For the purposes of section 2 of this Schedule the number of dozens of eggs and hatching eggs set out in this section is as set out in the Table and represents the percentage of total Canadian production shown in the Table.

### TABLE

181,267,000 dozens : 38.161 per cent

4.—(1) No order or regulation shall be made where the effect thereof would be to increase the aggregate of,

(a) the number of dozens of eggs and hatching eggs produced in Ontario and authorized by quotas fixed and allotted by the local board and by quotas assigned by the Agency to be marketed in intraprovincial, interprovincial and export trade; and

(b) the number of dozens of eggs and hatching eggs produced in Ontario and anticipated to be marketed in intraprovincial, interprovincial and export trade other than as authorized by quotas fixed and allotted by the local board and by quotas assigned by the Agency,

to a number that exceeds, on a yearly basis, the number of dozens of eggs and hatching eggs set out in section 3 of this Schedule unless the local board has taken into account,

(c) the principle of comparative advantage of production in respect of each province in Canada;

(d) any variation in the size of the market for eggs or hatching eggs;

(e) any failures by producers to market the number of dozens of eggs or hatching eggs authorized to be marketed;

(f) the feasibility of increased production in each province to be marketed; and

(g) comparative transportation costs to market areas from alternative sources of production,

and the Agency is making a similar order or regulation.

(2) No order or regulation shall be made where the effect thereof would be to decrease the aggregate of,

(a) the number of dozens of eggs and hatching eggs produced in Ontario and authorized by quotas fixed and allotted by the local board and by quotas assigned by the Agency to be marketed in intraprovincial, interprovincial and export trade; and

(b) the number of dozens of eggs and hatching eggs produced in Ontario and anticipated

to be marketed in intraprovincial, interprovincial and export trade other than as authorized by quotas fixed and allotted by the local board and by quotas assigned by the Agency,

to a number that, on a yearly basis is less than the number of dozens of eggs and hatching eggs set out in section 3 of this Schedule unless at the same time the number of dozens of eggs or hatching eggs produced in each other province of Canada and authorized to be marketed in intraprovincial, interprovincial and export trade is decreased proportionately.

(3) Where the Agency has made an order or regulation pursuant to provisions of a marketing plan similar to the provisions of subsection (1) or (2), the local board shall make a similar order or regulation.

5. Subject to the provisions of section 10 of Regulation 357 of Revised Regulations of Ontario, 1980, the local board, in the exercise of its powers under clauses 7 (2) (d) and 7 (4) (d) of the said Regulation may require eggs or hatching eggs to be sold to the local board or its agent at a price not exceeding the difference, if any, between the price realized by the local board or its agent on the marketing of such eggs or hatching eggs and its expenses related to such marketing.

6. The local board shall not market any quantity of eggs or hatching eggs made available to it in excess of the number of eggs referred to in sections 2 and 3 or as modified pursuant to section 4 of this Schedule, without prior consultation with the Agency.

7. The local board shall, with the concurrence of the Agency, administer, on its behalf, all orders and regulations made by the Agency for the purpose of establishing and implementing a quota system or any such orders or regulations necessary to implement the provisions of the Canadian Egg Marketing Agency Proclamation.

8. The local board shall make, approve and implement any order or regulation necessary to give effect to any provision of this Schedule.

9. The local board shall make available to the Agency any document or extract of documents establishing the registration or licensing of producers.

10. The local board shall, with the concurrence of the Agency, collect on the Agency's behalf any levies imposed by the Agency.

11.—(1) In implementing the provisions of clauses 4 (a) and (b) of Regulation 357 of Revised Regulations of Ontario, 1980, the local board shall require of producers, producer-graders, dealers, wholesalers and processors all information necessary to monitor sales of eggs and hatching eggs.

(2) The local board shall establish a system for verification of sales.

(3) The local board shall provide all information obtained from the system referred to in subsection (2) to the Agency when so requested by the Agency.

12. The local board shall take all reasonable steps to promote a high degree of co-operation between itself and the Agency, and without limiting the generality of the foregoing shall,

- (a) make available to the Agency the records, minutes and decisions of the local board in relation to any matter that is of concern to the Agency;
- (b) allow an officer or employee of the Agency who is designated by the Agency for such purpose to attend meetings of the local board at which any matter that is of concern to the Agency is likely to be discussed and for such purpose shall give notice of all such meetings to the officer or employee so designated; and
- (c) give notice to the Agency of each order or regulation that it proposes to make that is likely to affect the Agency in its operations.

13. The authority and powers referred to in Regulation 357 of Revised Regulations of Ontario, 1980 are limited by and subject to the provisions of this Schedule. O. Reg. 595/72, Sched.



## REGULATION 359

### under the Farm Products Marketing Act

#### FRESH GRAPES—PLAN

1. The plan in the Schedule is continued for the control and regulation of the marketing within Ontario of fresh grapes. R.R.O. 1970, Reg. 319, s. 1, *revised*.

2. The local board named in the Schedule is given the powers set out in subsection 15 (1), in paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 26 of subsection 15 (2) and in sections 50 and 110 of the *Co-operative Corporations Act*. O. Reg. 66/79, s. 7.

3. The members of the local board shall be deemed to be the shareholders and directors thereof in the exercise of any of the powers mentioned in section 2. R.R.O. 1970, Reg. 319, s. 3.

#### Schedule

##### *Farm Products Marketing Act*

#### PLAN

1. This plan may be cited as "The Ontario Fresh Grape Growers' Marketing Plan".

2. In this plan,

- (a) "fresh grapes" means grapes produced in Ontario, other than grapes that are used by a processor for processing;
- (b) "processing" means the manufacture of grape products or juice, beverage, spirits or wine from grapes and includes bottling, distilling or fermenting with sugar or sulphur dioxide or any other chemical;
- (c) "processor" means a person engaged in the business of processing grapes;
- (d) "producer" means a person engaged in the production of fresh grapes.

3. This plan applies to the control and regulation in any or all respects of the marketing within Ontario of fresh grapes, including the prohibition of such marketing in whole or in part.

4. There shall be a local board to be known as "The Ontario Fresh Grape Growers' Marketing Board".

5. The local board shall be composed of seven producer-members.

6. Producers are divided into seven districts as follows:

- 1. District 1, consisting of the City of Niagara Falls, the City of Welland and the Town of Pelham.
- 2. District 2, consisting of the Town of Niagara-on-the-Lake.
- 3. District 3, consisting of the City of St. Catharines.
- 4. District 4, consisting of that part of the Town of Lincoln lying to the east of Road number 24 in The Regional Municipality of Niagara.
- 5. District 5, consisting of that part of the Town of Lincoln lying to the west of Road number 24 in The Regional Municipality of Niagara.
- 6. District 6, consisting of the Town of Grimsby and the Township of West Lincoln.
- 7. District 7, consisting of The Regional Municipality of Hamilton-Wentworth.

7.—(1) Producers in each of the districts named in section 6 form a district group.

(2) A producer in a municipality not included in a district mentioned in subsection (1) may become a member of the district group of producers nearest to his place of production.

8. There shall be a committee in each district to be known as the "District Fresh Grape Growers' Committee".

9. On or before the 15th day of March in each year, producers in each district shall elect from producers in the district one representative for each fifty producers or fraction thereof in the district to the District Fresh Grape Growers' Committee for the district.

10.—(1) On or before the 15th day of April in each year, each District Fresh Grape Growers' Committee may elect from the producers in the district one member to the local board.

(2) No person is eligible for election from any district to the local board unless he resides within the district.

(3) Where in any year, a District Fresh Grape Growers' Committee fails to elect a member to the local board in accordance with subsection (1), the members of all District Fresh Grape Growers' Committees may, on or before the 30th day of April of that year, elect a member from that district to the local board.

11.—(1) At its first meeting after the 30th day of April, the members elected to the local board shall appoint such producer-members as are necessary to complete the local board.

(2) When a member elected or appointed to the local board dies or resigns before the 30th day of

April of the year next following the date of his election or appointment, the members of the local board may appoint a producer-member for the unexpired term.

(3) Each producer-member appointed as a member of the local board under subsection (1) or (2) shall be a producer in the district for which he is appointed.

(4) Where the members of the local board fail to appoint a person for the unexpired term of a member under subsection (2) within seven days from the death or resignation of the member, the Board may appoint a person for the unexpired term. R.R.O. 1970, Reg. 319, Sched.; O. Reg. 537/72, ss. 1-4.

## REGULATION 360

### under the Farm Products Marketing Act

#### FRESH GRAPES—MARKETING

##### 1. In this Regulation,

- (a) "fresh grapes" means grapes produced in Ontario, other than grapes that are used by a processor for processing;
- (b) "local board" means The Ontario Fresh Grape Growers' Marketing Board;
- (c) "plan" means The Ontario Fresh Grape Growers' Marketing Plan;
- (d) "processing" means the manufacture of grape products or juice, beverage, spirits or wine from grapes and includes bottling, distilling or fermenting with sugar or sulphur dioxide or any other chemical;
- (e) "processor" means a person engaged in the business of processing grapes;
- (f) "producer" means a person engaged in the production of fresh grapes. R.R.O. 1970, Reg. 320, s. 1.

2. This Regulation provides for the control and regulation in any or all respects of the marketing within Ontario of fresh grapes, including the prohibition of such marketing in whole or in part. R.R.O. 1970, Reg. 320, s. 2.

#### POWERS OF LOCAL BOARD

3. The Board delegates to the local board the power,

- (a) to require persons engaged in producing or marketing fresh grapes to register their names, addresses and occupations with the local board;
- (b) to require persons engaged in producing or marketing fresh grapes to furnish such information relating to the production or marketing of fresh grapes, including the completing and filing of returns as the local board determines;
- (c) to appoint persons to inspect the books, records, documents, lands and premises and any fresh grapes of persons engaged in the marketing of fresh grapes;
- (d) to stimulate, increase and improve the marketing of fresh grapes by such means as it considers proper;

- (e) to co-operate with a marketing board, local board, marketing commission or marketing agency of Canada or of any province in Canada for the purpose of marketing fresh grapes;
- (f) to do such acts and make such orders and issue such directions as are necessary to enforce the due observance and carrying out of the provisions of the Act, the regulations and the plan. R.R.O. 1970, Reg. 320, s. 3; O. Reg. 264/71, s. 1 (1-3).

4. The Board delegates to the local board its powers to make regulations with respect to fresh grapes.

- (a) providing for the licensing of any or all persons before commencing or continuing to engage in the producing or marketing of fresh grapes;
- (b) prohibiting persons from engaging in the producing or marketing of fresh grapes except under the authority of a licence;
- (c) providing for the refusal to grant a licence where the applicant is not qualified by experience, financial responsibility and equipment to engage in properly the business for which the application was made, or for any other reason that the local board considers proper;
- (d) providing for the suspension or revocation of, or the refusal to renew, a licence for failure to observe, perform or carry out the provisions of the Act, the regulations, the plan or any order or direction of the local board;
- (e) providing for the fixing of licence fees payable yearly, half-yearly, quarterly or monthly at different amounts or in instalments from any or all persons producing or marketing fresh grapes and the collecting of the licence fees and the recovering of such licence fees by suit in a court of competent jurisdiction;
- (f) prescribing the form of licences;
- (g) providing for the exemption from any or all of the regulations, orders or directions under the plan of any class, variety, grade or size of fresh grapes, or any person or class of persons engaged in the producing or marketing of fresh grapes or any class, variety, grade or size of fresh grapes;

- (h) requiring the furnishing of security or proof of financial responsibility from any person engaged in the marketing of fresh grapes and the disposition of any moneys or securities so furnished;
- (i) providing for the control and regulation of the marketing of fresh grapes, including the times and places at which fresh grapes may be marketed;
- (j) providing for the control and regulation of agreements entered into by producers of fresh grapes with persons engaged in marketing or processing fresh grapes, and the prohibition of any provision or clause in such agreements;
- (k) requiring any person who produces fresh grapes to offer to sell and to sell the fresh grapes through the local board;
- (l) prohibiting any person from packing or packaging any fresh grapes that have not been sold by or through the local board; and
- (m) providing for the making of agreements relating to the marketing of fresh grapes through the local board, and prescribing the forms and the terms and conditions of such agreements. R.R.O. 1970, Reg. 320, s. 4; O. Reg. 356/79, s. 1.

#### LICENCE FEES

5.—(1) The Board authorizes the local board to use any class of licence fees, service charges and other moneys payable to it for the purposes of paying the expenses of the local board, carrying out and enforcing the Act and the regulations and carrying out the purposes of the plan. R.R.O. 1970, Reg. 320, s. 5 (1); O. Reg. 264/71, s. 2.

(2) The Board authorizes the local board to establish a fund in connection with the plan for the payment of moneys that may be required for the purposes mentioned in subsection (1). R.R.O. 1970, Reg. 320, s. 5 (2).

#### APPOINTMENT OF AGENTS

6. The Board authorizes the local board to appoint agents, to prescribe their duties and terms and conditions of employment and to provide for their remuneration. R.R.O. 1970, Reg. 320, s. 6.

#### MARKETING BY LOCAL BOARD

7.—(1) All fresh grapes shall be marketed by or through the local board.

(2) No person shall market fresh grapes except by or through the local board. R.R.O. 1970, Reg. 320, s. 7.

8. The Board vests in the local board the following powers:

1. To direct and control, by order or direction, either as principal or agent, the marketing of fresh grapes including the times and places at which fresh grapes may be marketed.
2. To determine the quantity of each class, variety, grade and size of fresh grapes that shall be marketed by each producer.
3. To prohibit the marketing of any class, variety, grade or size of fresh grapes.
4. To determine from time to time the price or prices that shall be paid to producers or to the local board, as the case may be for fresh grapes or any class, variety, grade or size of fresh grapes and to determine the different prices for different parts of Ontario.
5. To fix and impose service charges from time to time for the marketing of fresh grapes.
6. To require the price or prices payable or owing to the producer for fresh grapes to be paid to or through the local board.
7. To collect from any person by suit in a court of competent jurisdiction the price or prices or any part thereof of fresh grapes.
8. To pay from service charges imposed under paragraph 5 its expenses in carrying out the purposes of the plan.
9. To pay to the producers the price or prices for fresh grapes, less service charges imposed under paragraph 5, and to fix the times at which or within which such payments shall be made. R.R.O. 1970, Reg. 320, s. 8; O. Reg. 264/71, s. 3 (1, 2).

9. Each payment under paragraph 9 of section 8 shall be accompanied by a statement showing the varieties, grades of each variety and the quantity of each grade of fresh grapes sold, and the price or prices paid and the particulars of the service charges imposed by the local board. R.R.O. 1970, Reg. 320, s. 9.

## REGULATION 361

### under the Farm Products Marketing Act

#### FRESH POTATOES—PLAN

1. The plan in the Schedule is continued for the control and regulation of the marketing within Ontario of fresh potatoes. O. Reg. 341/79, s. 1, *revised*.

2. The local board named in the Schedule is given the powers set out in subsection 15 (1), in paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 26 of subsection 15 (2) and in sections 50 and 110 of the *Co-operative Corporations Act*. O. Reg. 341/79, s. 2.

3. The members of the local board named in the Schedule shall be deemed to be the shareholders and directors of the local board in the exercise of the powers vested in the local board under section 2. O. Reg. 341/79, s. 3.

#### Schedule

##### *Farm Products Marketing Act*

#### PLAN

1. This plan may be cited as “The Ontario Fresh Potato Growers’ Marketing Plan”.

2. In this plan,

(a) “fresh potatoes” means potatoes produced in Ontario other than potatoes that are used by a processor for processing or potatoes that are sold as certified seed;

(b) “packer” means a person who packs fresh potatoes of a grade recognized under the *Farm Products Grades and Sales Act* or the *Canada Agricultural Products Standards Act*;

(c) “processing” means,

(i) canning, dehydrating, chipping, drying, freezing or processing with any chemical or by heat and combining or mixing potatoes with one or more other vegetables, or

(ii) entering into a contract for the purchase of potatoes for the purpose of performing on the potatoes any of the operations mentioned in subclause (i);

(d) “processor” means a person engaged in the business of processing fresh potatoes;

(e) “producer” means a person engaged in the production of fresh potatoes;

(f) “producer-packer” means a person who is engaged in the production of fresh potatoes and who packs fresh potatoes of a grade recognized under the *Farm Products Grades and Sales Act* or the *Canada Agricultural Products Standards Act*.

3. This plan provides for the control and regulation in any or all respects of the marketing within Ontario of fresh potatoes including the prohibition of such marketing in whole or in part.

4. There shall be a local board to be known as “The Ontario Fresh Potato Growers’ Marketing Board”.

5.—(1) The local board shall be composed of nine producer-members.

(2) For the purpose of electing producer representatives to and eligibility to hold office as a member of the local board or a District Fresh Potato Growers’ Committee under sections 9 to 13, a producer who is exempted from the application of Regulation 362 of Revised Regulations of Ontario, 1980 shall be deemed not to be a producer for the purpose of such election or eligibility.

6. Members of the local board shall be elected or appointed in accordance with the provisions of the plan and shall hold office until their successors are elected or appointed.

7. Producers are divided into seven districts as follows:

1. District 1, comprising the counties of Essex and Kent.

2. District 2, comprising the counties of Elgin, Huron, Lambton, Middlesex and Perth.

3. District 3, comprising the counties of Brant and Oxford and the regional municipalities of Haldimand-Norfolk, Hamilton-Wentworth and Niagara.

4. District 4, comprising the counties of Bruce, Dufferin, Grey and Wellington and the regional municipalities of Halton, Peel and Waterloo.

5. District 5, comprising the County of Simcoe and The Regional Municipality of York.

6. District 6, comprising the counties of Dundas, Frontenac, Glengarry, Grenville, Hastings, Lanark, Leeds, Lennox and Addington, Northumberland, Peterborough, Prescott,



Prince Edward, Renfrew, Russell, Stormont and Victoria, the Territorial District of Parry Sound, The District Municipality of Muskoka, the regional municipalities of Durham and Ottawa-Carleton and the Provisional County of Haliburton.

7. District 7, comprising the territorial districts of Algoma, Cochrane, Kenora, Manitoulin, Nipissing, Rainy River, Sudbury, Thunder Bay and Timiskaming.

8. Producers in each of the districts named in section 7 form a district group of producers.

9.—(1) There shall be a committee in each district to be known as the "District Fresh Potato Growers' Committee".

(2) The number of producer representatives on each District Fresh Potato Growers' Committee shall be determined on the basis of one representative for each twenty producers or fraction thereof.

10. On or before the 1st day of December, 1979 and in each year thereafter, the producers in each district shall elect representatives to the District Fresh Potato Growers' Committee.

11.—(1) On or before the 15th day of December in each year, the members of each District Fresh Potato Growers' Committee shall elect from among themselves members to the local board as follows:

1. District 1, one member.
2. District 2, one member.
3. District 3, one member.

4. District 4, one member.
5. District 5, three members.
6. District 6, one member.
7. District 7, one member.

(2) No person is eligible for election from any district to the local board unless he is a producer in the district.

(3) The terms of office of members of the local board expire on the 15th day of December in the year next following the date of their election or appointment.

12.—(1) Where in any year a District Fresh Potato Growers' Committee fails to elect one or more members to the local board in accordance with subsection 11 (1), the members of the local board shall, at its first meeting after the 15th day of December in that year, appoint such producer-members as are necessary to complete the local board.

(2) Where a member elected or appointed to the local board dies, resigns or otherwise ceases to be a member before the 15th day of December in the year next following the date of his election or appointment, the members of the District Fresh Potato Growers' Committee may, within fourteen days thereafter, appoint a producer-member for the unexpired term and in default of such appointment the local board shall appoint a producer-member for the unexpired term in the same manner as under subsection (1).

(3) Each producer-member appointed a member of the local board under subsection (1) or (2) shall be a producer eligible under subsection 11 (2). O. Reg. 341/79, Sched.

## REGULATION 362

### under the Farm Products Marketing Act

#### FRESH POTATOES—MARKETING

##### 1. In this Regulation,

- (a) “fresh potatoes” means potatoes produced in Ontario other than potatoes that are used by a processor for processing or potatoes that are sold as certified seed;
- (b) “local board” means The Ontario Fresh Potato Growers' Marketing Board;
- (c) “packer” means a person who packs fresh potatoes of a grade recognized under the *Farm Products Grades and Sales Act* or the *Canada Agricultural Products Standards Act*;
- (d) “plan” means The Ontario Fresh Potato Growers' Marketing Plan;
- (e) “processing” means,
  - (i) canning, dehydrating, chipping, drying, freezing or processing with any chemical or by heat and combining or mixing potatoes with one or more other vegetables, or
  - (ii) entering into a contract for the purchase of potatoes for the purpose of performing on the potatoes any of the operations mentioned in subclause (i);
- (f) “processor” means a person engaged in the business of processing fresh potatoes;
- (g) “producer” means a person engaged in the production of fresh potatoes;
- (h) “producer-packer” means a person who is engaged in the production of fresh potatoes and who packs fresh potatoes of a grade recognized under the *Farm Products Grades and Sales Act* or the *Canada Agricultural Products Standards Act*. O. Reg. 342/79, s. 1.

2. This Regulation provides for the control and regulation in any or all respects of the marketing within Ontario of fresh potatoes, including the prohibition of such marketing in whole or in part. O. Reg. 342/79, s. 2.

3. The Board exempts from this Regulation any person or persons who produce less than five acres of potatoes. O. Reg. 342/79, s. 3.

##### 4. The Board delegates to the local board the power,

- (a) to require persons engaged in producing or marketing fresh potatoes to register their names, addresses and occupations with the local board;
- (b) to require persons engaged in producing or marketing fresh potatoes to furnish such information relating to the production or marketing of fresh potatoes, including the completing and filing of returns, as the local board determines;
- (c) to appoint persons to,
  - (i) inspect the books, records, documents, lands and premises and any fresh potatoes of persons engaged in producing or marketing fresh potatoes,
  - (ii) to enter on lands or premises used for the producing of any fresh potatoes and measure the area of land used to produce fresh potatoes;
- (d) to stimulate, increase and improve the marketing of fresh potatoes by such means as it considers proper; and
- (e) to co-operate with a marketing board, a local board, marketing commission or marketing agency of Canada or of any province of Canada for the purpose of marketing fresh potatoes. O. Reg. 342/79, s. 4.

##### 5. The Board delegates to the local board its powers to make regulations with respect to fresh potatoes,

- (a) providing for the licensing of any or all persons before commencing or continuing to engage in the producing or marketing of fresh potatoes;
- (b) prohibiting persons from engaging in the producing or marketing of fresh potatoes except under the authority of a licence;
- (c) providing for the suspension or revocation of, or the refusal to renew, a licence for failure to observe, perform or carry out the provisions of the Act, the regulations, the plan or any order or direction of the local board;
- (d) providing for the fixing of licence fees payable yearly, half-yearly, quarterly or monthly, at different amounts or in instalments, from any

or all persons producing or marketing fresh potatoes and the collecting of licence fees and the recovering of the licence fees by suit in a court of competent jurisdiction;

(e) prescribing the form of licences. O. Reg. 342/79, s. 5.

6. Any producer-packer or packer who receives fresh potatoes shall deduct from the moneys payable for the fresh potatoes any licence fees payable to the local board by the person from whom he receives the fresh

potatoes and shall forward such licence fees to the local board. O. Reg. 342/79, s. 6.

7.—(1) The Board authorizes the local board to use any licence fees and other moneys payable to it for the purposes of paying the expenses of the local board, carrying out and enforcing the Act and the regulations and carrying out the purposes of the plan.

(2) The Board authorizes the local board to establish a fund in connection with the plan for the payment of any moneys that may be required for the purposes mentioned in subsection (1). O. Reg. 342/79, s. 7.

## REGULATION 363

### under the Farm Products Marketing Act

#### GRAPES FOR PROCESSING—PLAN

1. The plan in the Schedule is continued for the control and regulation of the marketing within Ontario of grapes. R.R.O. 1970, Reg. 323, s. 1.

2. The local board named in the Schedule is given the powers set out in subsection 15 (1), in paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 26 of subsection 15 (2) and in sections 50 and 110 of the *Co-operative Corporations Act*. O. Reg. 66/79, s. 8.

3. The members of the local board shall be deemed to be the shareholders and the directors thereof in the exercise of any of the powers mentioned in section 2. R.R.O. 1970, Reg. 323, s. 3.

#### Schedule

##### *Farm Products Marketing Act*

#### PLAN

1. This plan may be cited as "The Ontario Grape Growers' Marketing-for-Processing Plan".

2. In this plan,

(a) "grapes" means grapes produced in Ontario, except grapes used for any purpose other than processing by a processor.

(b) "processing" means the manufacture of grape products or juice, beverage spirits or wine from grapes and includes bottling, distilling or fermenting or processing with sugar or sulphur dioxide or any other chemical;

(c) "processor" means a person engaged in the business of processing grapes.

(d) "producer" means a person engaged in the production of grapes.

3. This plan applies to the control and regulation in any or all respects of the marketing within Ontario of grapes.

4. There shall be a local board to be known as "The Ontario Grape Growers' Marketing Board".

5. The local board shall be composed of seven producer-members.

6. Members of the local board shall be elected or appointed in accordance with the provisions of this

plan and shall hold office until their successors are elected or appointed.

7.—(1) Producers are divided into six districts composed as follows:

1. District 1, consisting of the Town of Niagara-on-the-Lake, in The Regional Municipality of Niagara.

2. District 2, consisting of the City of St. Catharines, in The Regional Municipality of Niagara.

3. District 3, consisting of the Town of Lincoln, in The Regional Municipality of Niagara.

4. District 4, consisting of the Town of Grimsby and the Township of West Lincoln, in The Regional Municipality of Niagara.

5. District 5, consisting of the Judicial District of Niagara South, in The Regional Municipality of Niagara.

6. District 6, consisting of The Regional Municipality of Hamilton-Wentworth.

(2) A producer in an area of Ontario not included in a district mentioned in subsection (1) may become a member of the district group of producers nearest to his place of production.

8. Producers in each of the districts named in section 7 form a district group.

9. There shall be a committee which shall be known as "The Grape Growers' Committee".

10. On or before the 15th day of April in each year each district group shall elect representatives to The Grape Growers' Committee on the basis of one representative for each fifty producers or fraction thereof.

11. On or before the 30th day of April in each year, The Grape Growers' Committee may elect one producer-member to the local board from each of the districts mentioned in subsection 7 (1) and one producer-member to the local board from any of the districts mentioned in subsection 7 (1).

12.—(1) If a district group fails to hold a meeting for the purpose mentioned in section 10 on or before the 15th day of April in any year, the Board shall fix a day as soon as practicable for that purpose.

(2) If The Grape Growers' Committee fails to hold a meeting for the purposes mentioned in section 11 on or before the 30th day of April in any year, the Board shall fix a day as soon as is practicable for that purpose.

13.—(1) At its first meeting after the 30th day of April the members elected to the local board shall appoint such producer-members as are necessary to complete the local board.

(2) When a member elected or appointed to the

local board dies or resigns before the 30th day of April of the year next following the date of his election or appointment, the members of the local board may appoint a producer-member for the unexpired term.

(3) Each producer-member appointed a member to the local board under subsection (1) or (2) shall be a producer in the district for which he is appointed. R.R.O. 1970, Reg. 323, Sched.; O. Reg. 131/73, ss. 1-4; O. Reg. 953/75, s. 1.



## REGULATION 364

### under the Farm Products Marketing Act

#### GRAPES FOR PROCESSING—MARKETING

##### 1. In this Regulation,

- (a) "grapes" means grapes produced in Ontario, except grapes used for any purpose other than processing by a processor;
- (b) "local board" means The Ontario Grape Growers' Marketing Board;
- (c) "plan" means The Ontario Grape Growers' Marketing-for-Processing Plan;
- (d) "processing" means the manufacture of grape products or juice, beverage spirits or wine from grapes and includes bottling, distilling, or fermenting or processing with sugar or sulphur dioxide or any other chemical;
- (e) "processor" means a person engaged in the business of processing grapes;
- (f) "producer" means a person engaged in the production of grapes. R.R.O. 1970, Reg. 324, s. 1; O. Reg. 202/73, s. 1 (1, 2).

2. This Regulation provides for the control and regulation in any or all respects of the marketing within Ontario of grapes, including the prohibition of such marketing in whole or in part. R.R.O. 1970, Reg. 324, s. 2; O. Reg. 265/71, s. 1.

#### LICENCES

3.—(1) No person shall commence or continue to engage in the processing of grapes except under the authority of a licence as a processor of grapes in Form 2.

(2) No licence in Form 2 shall be issued except upon application thereof in Form 1. R.R.O. 1970, Reg. 324, s. 4 (1, 2).

(3) A licence in Form 2 expires with the 31st day of January next following the date on which the licence is issued. O. Reg. 22/72, s. 1.

(4) A licence in Form 2 shall be issued without charge. R.R.O. 1970, Reg. 324, s. 4 (4).

4.—(1) The Board may refuse to grant a licence where the applicant is not qualified by experience, financial responsibility and equipment to engage in properly the business for which the application was made, or for any other reason that the Board considers proper.

(2) The Board may suspend or revoke or refuse to renew a licence for failure to observe, perform or carry out the provisions of the Act, the regulations, the plan or any order or direction of the Board or the local board. R.R.O. 1970, Reg. 324, s. 5.

#### POWERS OF LOCAL BOARD

5. The Board delegates to the local board the power,

- (a) to require persons engaged in producing or marketing grapes to register their names, addresses and occupations with the local board;
- (b) to require persons engaged in producing or marketing grapes to furnish such information relating to the production or marketing of grapes, including the completing and filing of returns as the local board determines;
- (c) to appoint persons to inspect the books, records, documents, lands and premises and any grapes of persons engaged in the marketing of grapes;
- (d) to stimulate, increase and improve the marketing of grapes by such means as it considers proper;
- (e) to co-operate with a marketing board, local board, marketing commission or marketing agency of Canada or of any province in Canada for the purpose of marketing grapes;
- (f) to do such acts and make such orders and issue such directions as are necessary to enforce the due observance and carrying out of the provisions of the Act, the regulations and the plan. R.R.O. 1970, Reg. 324, s. 6; O. Reg. 265/71, s. 2 (1-3).

6. The Farm Products Marketing Board delegates to the local board its powers to make regulations with respect to grapes,

- (a) providing for the licensing of any or all persons other than processors before commencing or continuing to engage in the producing or marketing of grapes;
- (b) prohibiting persons other than processors from engaging in the producing or marketing of grapes except under the authority of a licence issued by the local board;

- (c) providing for the refusal to grant a licence where the applicant is not qualified by experience, financial responsibility and equipment to engage in properly the business for which the application was made, or for any other reason that the local board considers proper;
  - (d) providing for the suspension or revocation of, or the refusal to renew, a licence for failure to observe, perform or carry out the provisions of the Act, the regulations, the plan or any order or direction of the local board;
  - (e) providing for the fixing of licence fees payable yearly, half-yearly, quarterly or monthly at different amounts or in instalments from any or all persons producing or marketing grapes other than processors and the collecting of the licence fees and the recovering of such licence fees by suit in a court of competent jurisdiction;
  - (f) requiring any person who receives grapes to deduct from the moneys payable for the grapes any licence fees payable to the local board by the person from whom he receives the grapes, and to forward such licence fees to the local board;
  - (g) requiring any person who produces and processes grapes to furnish to the local board statements of the amounts of grapes that he produced in any year and used for processing;
  - (h) prescribing the form of licences;
  - (i) requiring the furnishing of security or proof of financial responsibility by any person engaged in the marketing of grapes and providing for the administration and disposition of any moneys or securities so furnished; and
  - (j) providing for the control and regulation of the marketing of grapes, including the times and places at which grapes may be marketed;
  - (k) providing for the control and regulation of agreements entered into by producers of grapes with persons engaged in marketing or processing grapes, and the prohibition of any provision or clause in such agreements;
  - (l) requiring any person who produces and processes grapes to furnish to the local board statements of the amounts of grapes he produced in any year and used for processing;
  - (m) requiring any person who produces grapes to offer to sell and to sell the grapes through the local board;
  - (n) prohibiting any person from processing, packing or packaging any grapes that have not been sold through the local board;
  - (o) providing for the making of agreements relating to the marketing of grapes through the local board, and prescribing the forms and the terms and conditions of such agreements. R.R.O. 1970, Reg. 324, s. 7; O. Reg. 265/71, s. 3 (1, 2).
- 7.—(1) The Board authorizes the local board to use any class of licence fees and other moneys payable to it, for the purposes of paying the expenses of the local board, carrying out and enforcing the Act and the regulations and carrying out the purposes of the plan.
- (2) The Board authorizes the local board to establish a fund in connection with the plan for the payment of any moneys that may be required for the purposes mentioned in subsection (1). R.R.O. 1970, Reg. 324, s. 8.
8. The Board authorizes the local board to conduct a pool or pools for the distribution of all moneys received from the sale of grapes and, after deducting all necessary and proper disbursements and expenses, to distribute the remainder of the moneys received from the sale in such manner that every producer receives a share of the remainder of the moneys received from the sale in relation to the amount, class, variety, grade or size of the grapes delivered by him, and authorizes the local board to make an initial payment on delivery of the grapes and subsequent payments until all of the remainder of the moneys received from the sale is distributed to the producers. O. Reg. 265/71, s. 4.
9. The Board authorizes the local board to require the price or prices payable or owing to the producers for grapes to be paid to or through the local board and to recover such price or prices by suit in a court of competent jurisdiction. R.R.O. 1970, Reg. 324, s. 10; O. Reg. 265/71, s. 5.
10. The Board authorizes the local board to prohibit the marketing of any class, variety, grade or size of grapes. O. Reg. 265/71, s. 6.
11. The Board vests in the local board the power to purchase or otherwise acquire such quantity or quantities of grapes as the local board considers advisable and to sell or otherwise dispose of any of the grapes so purchased or acquired. O. Reg. 728/75, s. 1.
12. The Board authorizes the local board to appoint agents, to prescribe their duties and terms and

#### APPOINTMENT OF AGENTS

conditions of employment and to provide for their remuneration. R.R.O. 1970, Reg. 324, s. 12.

#### NEGOTIATING AGENCIES

**13.**—(1) There shall be a negotiating agency to be known as "The Negotiating Committee for Grapes for Processing" composed of six persons, three of whom shall be appointed annually by the local board and three of whom shall be appointed annually by the processors.

(2) The local board and the processors shall appoint their respective members of The Negotiating Committee for Grapes for Processing and shall notify the Board in writing of their names and addresses not later than the 1st day of August in each year.

(3) Subject to subsections (4) and (5), the members of the negotiating agency are and remain members until the 31st day of December of the year in which the members were appointed.

(4) Where a member of the negotiating agency dies or resigns or is unavailable to act before the expiration of his term of membership, the local board or the processors, as the case may be, who appointed him shall appoint a person for the unexpired term of the member who died, resigned or was unavailable to act.

(5) Where the local board or the processors, as the case may be, fail to appoint the persons under subsection (2), the Board shall appoint such persons as are necessary to complete the negotiating agency.

(6) Where the local board or the processors, as the case may be, fail to make an appointment under subsection (4) within seven days after a vacancy occurs, the Board may appoint such persons as are necessary to complete the negotiating agency. R.R.O. 1970, Reg. 324, s. 13.

**14.** The Negotiating Committee for Grapes for Processing is empowered to adopt or settle by agreement minimum prices for grapes or for any class, variety, grade or size of grapes. R.R.O. 1970, Reg. 324, s. 14.

**15.** A meeting of the negotiating agency may be convened by a notice in writing given by the three members of the negotiating agency appointed by the local board, or by the processors, to the other members of the negotiating agency at least seven days, but not more than ten days, before the date of the meeting stating the time and place of the meeting. R.R.O. 1970, Reg. 324, s. 15.

#### ARBITRATION

**16.**—(1) Where a meeting of a negotiating agency is not held in accordance with the notice required by section 15, or where a meeting is held and the negotiating agency does not arrive at an agreement respecting all matters that it is empowered to adopt

or settle by agreement, on or before the 20th day of August in any year, the matters in dispute shall be referred by the Board to an Arbitration Board.

(2) Where a negotiating agency decides before the 20th day of August that an agreement on all matters that it is empowered to adopt or settle by agreement cannot be reached, it shall so notify the Board.

(3) Where the negotiating agency does not arrive at an agreement under subsections (1) or (2), it may submit in writing to the Board a statement or statements of the matters in dispute. R.R.O. 1970, Reg. 324, s. 16.

**17.**—(1) The Arbitration Board shall be composed of three members.

(2) One member may be appointed by the three members of the negotiating agency appointed by the local board and one other member may be appointed by the three members of the negotiating agency appointed by the processors.

(3) Where two members are appointed to the Arbitration Board in accordance with subsection (2), the two members so appointed may appoint a third member to the Arbitration Board, but, where the two members fail to agree on the third member within seven days after the Board was notified under subsection 16 (2), or the 20th day of August, as the case may be, the Board shall appoint the third member.

(4) Where the three members of the negotiating agency appointed by the local board or the three members of the negotiating agency appointed by the processors, as the case may be, fail to appoint a member to the Arbitration Board in accordance with subsection (2) within seven days after the Board was notified under subsection 16 (2), or the 20th day of August, as the case may be, the Board may appoint such members as are necessary to complete the Arbitration Board.

(5) The Board shall submit to the Board of Arbitration any statement or statements of the matters in dispute received from the negotiating agency under subsection 16 (3).

(6) The Arbitration Board shall meet forthwith after the appointment of the three members thereof and shall make an award in respect of the matters referred to it, or all matters that the negotiating agency is empowered to adopt or settle by agreement, as the case may be. R.R.O. 1970, Reg. 324, s. 17.

#### ADVISORY COMMITTEE

**18.**—(1) There shall be an advisory committee to be known as "The Grapes for Processing Industry Advisory Committee" composed of a chairman and eight members.

(2) After the 1st day of April and before the 30th day of April in each year,

- (a) the Board shall appoint the chairman;
- (b) the local board shall appoint four members;
- (c) the Canadian Wine Institute shall appoint three members; and
- (d) the Ontario Food Processors Association shall appoint one member,

of The Grapes for Processing Industry Advisory Committee.

(3) Subject to subsections (4) and (5), the members of the Advisory Committee appointed under subsection (2) are and remain members thereof until the 30th day of April in the year next following the year in which they were appointed.

(4) Where a member of the Advisory Committee dies or resigns or is unavailable to act before the expiration of his term, the person or persons who appointed him shall appoint a person for the unexpired term of the member who died or resigned or was unavailable to act.

(5) Where the Canadian Wine Institute, the Ontario Food Processors Association, or the local board, as the case may be, fail to appoint a member or members to the Advisory Committee in accordance with subsection (2) or (4), the Board may appoint such members as are necessary to complete the Advisory Committee.

(6) The Grapes for Processing Advisory Committee is empowered to advise and make recommendations to the local board, the Canadian Wine Institute, or to the Ontario Food Processors Association in respect of,

- (a) the promotion of harmonious relationships between persons engaged in the production and marketing of grapes for processing;
- (b) the promotion of greater efficiency in the production and marketing of grapes for processing;
- (c) the prevention and correction of irregularities and inequities in the marketing of grapes for processing;
- (d) the improvement of the quality and variety of grapes for processing;
- (e) the improvement of the circulation of market information respecting grapes for processing; and
- (f) without limiting the generality of any of the foregoing, any matter with respect to which the Board or the local board may be empowered to make regulations under the Act. R.R.O. 1970, Reg. 324, s. 18.

Form 1

*Farm Products Marketing Act*

APPLICATION FOR LICENCE AS A PROCESSOR OF GRAPES

To: The Farm Products Marketing Board:

.....  
(name of applicant)

.....  
(address)

makes application for a licence as a processor of grapes under the *Farm Products Marketing Act*.

Dated at ....., this ..... day of ....., 19....

.....  
(signature of applicant)

.....  
(where applicant is a corporation or partnership, signature of person authorized to sign)

.....  
(office)

R.R.O. 1970, Reg. 324, Form 2.

Form 2

*Farm Products Marketing Act*

LICENCE AS A PROCESSOR OF GRAPES

Under the *Farm Products Marketing Act* and the regulations and subject to the limitations thereof, this licence is issued to

.....  
(name)

.....  
(address)

to engage in the processing of grapes.

This licence expires with the 31st day of January next following the date of issue.

Issued at Toronto, this.....day of....., 19....

THE FARM PRODUCTS MARKETING BOARD:

.....  
Chairman  
.....  
Secretary

O. Reg. 22/72, s. 2.



## REGULATION 365

### under the Farm Products Marketing Act

#### GREENHOUSE VEGETABLES—PLAN

1. The plan in the Schedule is continued for the control and regulation of the marketing within Ontario of greenhouse vegetables. R.R.O. 1970, Reg. 325, s. 1, *revised*.

2. The local board named in the Schedule is given the powers set out in subsection 15 (1), in paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 26 of subsection 15 (2) and in sections 50 and 110 of the *Co-operative Corporations Act*. O. Reg. 66/79, s. 9.

3. The members of the local board shall be deemed to be the shareholders and the directors thereof in the exercise of any of the powers mentioned in section 2. R.R.O. 1970, Reg. 325, s. 3.

#### Schedule

##### *Farm Products Marketing Act*

#### PLAN

1. This plan may be cited as "The Ontario Greenhouse Vegetable Producers' Marketing Plan".

2. In this plan,

(a) "greenhouse vegetables" means tomatoes, cucumbers and lettuce produced in Ontario in a greenhouse or any other enclosure under glass, plastic or other material used for the purpose of controlling temperature and providing protection for the growing plants;

(b) "producer" means a person engaged in the production of greenhouse vegetables.

3. This plan applies to the control and regulation in any or all respects of marketing within Ontario of greenhouse vegetables, including the prohibition of such marketing in whole or in part.

4. There shall be a local board to be known as "The Ontario Greenhouse Vegetable Producers' Marketing Board".

5. The local board shall be composed of eleven producer-members.

6. Members of the local board shall be elected or appointed in accordance with the provisions of the plan and shall hold office until their successors are elected or appointed.

7. Producers are divided into four districts as follows:

1. District 1, comprising the counties of Essex, Kent and Lambton.

2. District 2, comprising the counties of Brant, Elgin, Middlesex and Oxford and that part of The Regional Municipality of Haldimand-Norfolk that, on the 31st day of March, 1974, was the County of Norfolk.

3. The regional municipalities of Hamilton-Wentworth and Niagara and that part of The Regional Municipality of Haldimand-Norfolk that, on the 31st day of March, 1974, was the County of Haldimand.

4. District 4, comprising the counties of Simcoe and York, as it existed on the 31st day of December, 1969, and the regional municipalities of Durham, Halton and Peel.

8.—(1) The producers in each of the districts named in section 7 form a district group.

(2) A producer in a territorial district or county not included in a district mentioned in section 7 may become a member of the district group of producers nearest to his place of production.

9. There shall be a committee in each district to be known as the "District Greenhouse Vegetable Producers' Committee".

10.—(1) Subject to subsection (2), each District Greenhouse Vegetable Producers' Committee shall be composed of five producer-member representatives.

(2) Where there are more than 200 producers in a district, there shall be one producer-member representative of the District Greenhouse Vegetable Producers' Committee for every fifty producers or part thereof in the district.

11.—(1) On or before the 15th day of October in each year, producers in each district shall elect from their members, representatives to each District Greenhouse Vegetable Producers Committee and shall elect, from their members, representatives from each district to the local board as follows:



1. District 1, five members.
2. District 2, one member.
3. District 3, three members.
4. District 4, two members.

(2) Subject to section 6, the members of each District Greenhouse Vegetable Producers' Committee and of the local board elected under subsection (1) shall hold office until the 15th day of October in the year next following.

(3) A person may be elected both as a member of the District Greenhouse Vegetable Producers' Committee and as a member of the local board.

12.—(1) Where in any year the producers in any district fail to elect a member to the local board in accordance with the provisions of section 12, the members of the District Greenhouse Vegetable Producers' Committee may on or before the 30th

day of October in that year elect the member or members from the district to the local board.

(2) At its first meeting after the 30th day of October the members elected to the local board may appoint such producer-members as are necessary to complete the local board.

(3) Where a member elected or appointed to the local board dies or resigns before his term has expired, the members of the local board may appoint a producer-member for the unexpired term.

(4) Each producer-member appointed as a member to the local board under subsection (2) or (3) shall be a producer in the district for which he is appointed.

(5) Where the members of the local board fail to appoint a person for the unexpired term of a member under subsection (3) within seven days from the death or resignation of the member, the Board may appoint a person for the unexpired term.  
R.R.O. 1970, Reg. 325, Sched.

## REGULATION 366

### under the Farm Products Marketing Act

#### GREENHOUSE VEGETABLES—MARKETING

##### 1. In this Regulation,

- (a) "greenhouse vegetables" means tomatoes, cucumbers and lettuce produced in Ontario in a greenhouse or any other enclosure under glass, plastic or other material used for the purpose of controlling temperature and providing protection for the growing plants;
- (b) "local board" means The Ontario Greenhouse Vegetable Producers' Marketing Board;
- (c) "plan" means The Ontario Greenhouse Vegetable Producers' Marketing Plan;
- (d) "producer" means a person engaged in the production of greenhouse vegetables.

2. This Regulation provides for the control and regulation in any and all respects of the marketing within Ontario of greenhouse vegetables, including the prohibition of such marketing in whole or in part, except as hereinafter provided. R.R.O. 1970, Reg. 326, s. 2.

3. The Board exempts from this Regulation, other than clauses 4 (a), (b) and (c),

- (a) lettuce produced in Ontario in a greenhouse or any other enclosure under glass, plastic or other material used for the purpose of controlling temperature and providing protection for the growing plants; and
- (b) persons engaged in the producing or marketing of lettuce mentioned in clause (a). R.R.O. 1970, Reg. 326, s. 3.

#### POWERS OF LOCAL BOARD

4. The Board delegates to the local board the power,

- (a) to require persons engaged in producing or marketing greenhouse vegetables to register their names, addresses and occupations with the local board;
- (b) to require persons engaged in producing or marketing greenhouse vegetables to furnish such information relating to the production or marketing of the greenhouse vegetables including the completing and filing of returns as the local board determines;
- (c) to appoint persons to inspect the books, records, documents, lands and premises,

and any greenhouse vegetables of persons engaged in producing or marketing greenhouse vegetables;

- (d) to stimulate, increase and improve the marketing of greenhouse vegetables by such means as it considers proper;
- (e) to co-operate with a marketing board, local board, marketing commission or marketing agency of Canada or of any province in Canada for the purpose of marketing greenhouse vegetables; and
- (f) to do such acts and make such orders and issue such directions as are necessary to enforce the due observance and carrying out of the provisions of the Act, the regulations and the plan. R.R.O. 1970, Reg. 326, s. 4; O. Reg. 266/71, s. 1 (1-3).

5. The Board delegates to the local board its powers to make regulations with respect to greenhouse vegetables,

- (a) providing for the licensing of any or all persons before commencing or continuing to engage in the producing or marketing of greenhouse vegetables;
- (b) prohibiting persons from engaging in the producing or marketing of greenhouse vegetables except under the authority of a licence;
- (c) providing for the refusal to grant a licence where the applicant is not qualified by experience, financial responsibility and equipment to engage in properly the business for which the application was made, or for any other reason that the local board considers proper;
- (d) providing for the suspension or revocation of, or the refusal to renew, a licence for failure to observe, perform or carry out the provisions of the Act, the regulations, the plan or any order or direction of the Board or local board;
- (e) providing for the fixing of licence fees not exceeding,
  - (i) one-half of a cent per pound of tomatoes,
  - (ii) two and one-half cents per dozen of cucumbers, other than English cucumbers, and

- (iii) five cents per dozen of English cucumbers,

payable monthly, from any or all persons producing or marketing greenhouse vegetables and the collecting of the licence fees and the recovering of such licence fees by suit in a court of competent jurisdiction;

- (f) prescribing the form of licences;
- (g) subject to section 3, providing for the exemption from any or all of the regulations, orders or directions under the plan of any class, variety, grade or size of greenhouse vegetables, or any person or class of persons engaged in the producing or marketing of greenhouse vegetables or any class, variety, grade or size of greenhouse vegetables;
- (h) requiring the furnishing of security or proof of financial responsibility by any person engaged in the marketing of greenhouse vegetables and providing for the administration and disposition of any moneys or securities so furnished;
- (i) providing for the control and regulation of the marketing of greenhouse vegetables, including the times and places at which greenhouse vegetables may be marketed;
- (j) providing for the control and regulation of agreements entered into by producers of greenhouse vegetables with persons engaged in marketing greenhouse vegetables, and the prohibition of any provision or clause in such agreements;
- (k) requiring any person who produces greenhouse vegetables to offer to sell and to sell the greenhouse vegetables to or through the local board;
- (l) prohibiting any person from packing or packaging any greenhouse vegetables that have not been sold to, by or through the local board; and
- (m) providing for the making of agreements relating to the marketing of greenhouse vegetables by or through the local board, and prescribing the forms and the terms and conditions of such agreements. R.R.O. 1970, Reg. 326, s. 5; O. Reg. 266/71, s. 2; O. Reg. 334/72, s. 1; O. Reg. 266/76, s. 1.

#### LICENCE FEES

6.—(1) The Board authorizes the local board to use any class of licence fees, service charges and other moneys payable to it for the purposes of paying the expenses of the local board, carrying out and enforcing the Act and the regulations and carrying out

the purposes of the plan. R.R.O. 1970, Reg. 326, s. 6 (1); O. Reg. 266/71, s. 3.

(2) The Board authorizes the local board to establish a fund in connection with the plan for the payment of any moneys that may be required for the purposes mentioned in subsection (1). R.R.O. 1970, Reg. 326, s. 6 (2).

#### AGENTS

7. The Board authorizes the local board to appoint agents, to prescribe their duties and terms and conditions of employment and to provide for their remuneration. R.R.O. 1970, Reg. 326, s. 7.

#### MARKETING BY LOCAL BOARD

8.—(1) All greenhouse vegetables shall be marketed by or through the local board.

(2) No person shall market greenhouse vegetables except by or through the local board. R.R.O. 1970, Reg. 326, s. 8.

9. The Board vests in the local board the following powers:

1. To direct and control, by order or direction, either as principal or agent, the marketing of greenhouse vegetables, including the times and places at which greenhouse vegetables may be marketed.
2. To determine the quantity of each class, variety, grade and size of greenhouse vegetables that shall be marketed by each producer.
3. To prohibit the marketing of any class, variety, grade or size of greenhouse vegetables.
4. To determine from time to time the price or prices that shall be paid to producers or to the local board, as the case may be for greenhouse vegetables or any class, variety, grade or size of greenhouse vegetables and to determine different prices for different parts of Ontario.
5. To fix and impose service charges from time to time for the marketing of greenhouse vegetables not exceeding one-half of a cent per pound of tomatoes and two and one-half cents per dozen of cucumbers plus a *pro rata* charge to each producer in an amount equal to the remuneration payable by the local board to an agent of the local board respecting the greenhouse vegetables marketed by the producer.
6. To fix and impose service charges from time to time, in addition to any service charge fixed and imposed under paragraph

- 5, for the marketing of English cucumbers not exceeding five cents per dozen.
7. To require the price or prices payable or owing to the producer for greenhouse vegetables to be paid to or through the local board.
8. To collect from any person by suit in a court of competent jurisdiction the price or prices or any part thereof of greenhouse vegetables.
9. To pay from service charges imposed under paragraphs 5 and 6 its expenses in carrying out the purposes of the plan.
10. To pay to the producer the price or prices for greenhouse vegetables, less service charges imposed under paragraphs 5 and 6, and to fix the times at which or within which such payments shall be made.
11. To purchase or otherwise acquire such quantity or quantities of greenhouse vegetables as the local board deems advisable; and to sell or otherwise dispose of any greenhouse vegetables so purchased or acquired. R.R.O. 1970, Reg. 326, s. 9; O. Reg. 266/71, s. 4 (1-3); O. Reg. 252/78, s. 1.
10. The Board limits the local board's powers under paragraph 9 of section 9 with respect to service charges imposed under paragraph 6 of section 9 to payments made for the purpose of stimulating, increasing and improving the marketing of English cucumbers. O. Reg. 252/78, s. 2.
11. Each payment made under paragraph 10 of section 9 shall be accompanied by a statement showing the classes, varieties, grades of each variety and the quantity of each grade of greenhouse vegetables sold, and the price or prices paid and the particulars of the service charges imposed by the local board. R.R.O. 1970, Reg. 326, s. 10.

GREENHOUSE VEGETABLE  
INDUSTRY ADVISORY COMMITTEE

12.—(1) In this section,

- (a) "retailer" means a person in Ontario engaged in the retail selling of greenhouse vegetables for consumption;
- (b) "shipper" means a person in Ontario engaged in purchasing greenhouse vegetables from the producers thereof for resale.

(2) There shall be a committee to be known as the "Greenhouse Vegetable Industry Advisory Committee".

(3) The Greenhouse Vegetable Industry Advisory Committee shall be composed of a chairman and eight members.

(4) After the 1st day of November and before the 30th day of November in each year,

- (a) the Board shall appoint the chairman;
- (b) the local board shall appoint four members;
- (c) the shippers shall appoint two members; and
- (d) the retailers shall appoint two members,

to the Greenhouse Vegetable Industry Advisory Committee.

(5) Subject to subsection (6), the members of the Greenhouse Vegetable Industry Advisory Committee are and remain members thereof until the 30th day of November in the year next following the year in which they were appointed.

(6) Where a member of the Greenhouse Vegetable Industry Advisory Committee dies or resigns or is unavailable to act before the expiration of his term, the person or persons who appointed him shall appoint a person for the unexpired term of the member who dies, resigned or was unavailable to act.

(7) Where the person or persons who are required to appoint any member to the Greenhouse Vegetable Industry Advisory Committee fail to do so in accordance with the provisions of subsection (3) or (5), the Board may appoint such members as are necessary to complete the said committee.

(8) The Greenhouse Vegetable Industry Advisory Committee may advise and make recommendations to the local board or to any person or organization represented on the committee in respect of,

- (a) the promotion of harmonious relationships between persons engaged in the production and marketing of greenhouse vegetables;
- (b) the promotion of greater efficiency in the production and marketing of greenhouse vegetables;
- (c) the prevention and correction of irregularities and inequities in the marketing of greenhouse vegetables;
- (d) the improvement of the quality and variety of greenhouse vegetables;
- (e) the improvement of the circulation of market information respecting greenhouse vegetables; and

- (f) without limiting the generality of any of the foregoing, any matter with respect to which the Board or the local board may be empowered to make regulations under the Act. R.R.O. 1970, Reg. 326, s. 11.

13. The local board shall forthwith provide the Board with full particulars of any recommendations made to the local board by the Greenhouse Vegetable Industry Advisory Committee. R.R.O. 1970, Reg. 326, s. 12.

14. The Board authorizes the local board to conduct a pool or pools for the distribution of all

moneys received from the sale of greenhouse vegetables and after deducting all necessary and proper disbursements and expenses, to distribute the remainder of the moneys received from the sale in such manner that every producer receives a share of the remainder of the moneys received from the sale in relation to the amount, class, variety, grade or size of the greenhouse vegetables delivered by him, and authorizes the local board to make an initial payment on delivery of the greenhouse vegetables and subsequent payments until all of the remainder of the moneys received from the sale is distributed to the producers. O. Reg. 266/71, s. 5.



## REGULATION 367

### under the Farm Products Marketing Act

#### HOGS—PLAN

1. The plan in the Schedule is continued for the control and regulation of the marketing of hogs within Ontario except that part thereof comprising the territorial districts and the Provisional County of Haliburton. R.R.O. 1970, Reg. 327, s. 1, *revised*.

2. The local board named in the Schedule is given the powers set out in subsection 15 (1), in paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 26 of subsection 15 (2) and in sections 50 and 110 of the *Co-operative Corporations Act*. O. Reg. 66/79, s. 10.

3. The members of the local board shall be deemed to be the shareholders and the directors thereof in the exercise of any of the powers mentioned in section 2. R.R.O. 1970, Reg. 327, s. 3.

#### Schedule

##### *Farm Products Marketing Act*

#### PLAN

1. This plan may be cited as "The Ontario Pork Producers' Marketing Plan".

2. In this plan,

- (a) "county" includes a regional municipality;
- (b) "hogs" means hogs produced in Ontario;
- (c) "processing" means the slaughtering of hogs;
- (d) "producer" means a person engaged in the production of hogs, and for the purpose of the nomination, election or appointment of persons under this plan means a person who is registered for such purposes.

3. This plan applies to the control and regulation in any or all respects of the marketing within Ontario of hogs including the prohibition of such marketing in whole or in part.

4. There shall be a local board to be known as "The Ontario Pork Producers' Marketing Board" to administer this plan.

5. The producers of hogs are divided into four areas as follows:

1. North Area, comprising the counties of Bruce, Grey, Huron, Perth and Wellington and The Regional Municipality of Waterloo.
2. Central Area, comprising the counties of Dufferin, Northumberland, Peterborough, Simcoe and Victoria and the regional municipalities of Durham, Halton, Peel and York.
3. South Area, comprising the counties of Brant, Elgin, Essex, Kent, Lambton, Middlesex and Oxford and the regional municipalities of Haldimand-Norfolk, Hamilton-Wentworth and Niagara.
4. East Area, comprising the counties of Dundas, Frontenac, Glengarry, Grenville, Hastings, Lanark, Leeds, Lennox and Addington, Prescott, Prince Edward, Renfrew, Russell and Stormont and The Regional Municipality of Ottawa-Carleton.

6. There shall be a council in each area to be known as "The Area Pork Producers' Council".

7. Each Area Pork Producers' Council shall be composed of members who are producers of hogs in the counties of the area.

8.—(1) In each year, as soon as practicable after statistical information respecting the preceding year is available, the local board shall cause to be calculated the representation to be allotted to each County Pork Producers' Association on its respective Area Pork Producers' Council.

(2) The calculation under subsection (1) shall be based on a nominal total membership for all Area Pork Producers' Councils of 250 members.

(3) Each County Pork Producers' Association shall be allotted its proportionate share of 250 members based on that county's proportionate share of the provincial total, calculated on a weighted basis of 60 per cent of the representation being based on the number of active producers in the county during the preceding year as a percentage of the provincial total and 40 per cent of the representation being based on the total number of hogs marketed from the county during the preceding year as a percentage of the provincial total.

(4) In those counties in which elections are scheduled in that year, the local board shall inform the County Pork Producers' Association of the number of members on the Area Pork Producers' Council allotted to that association prior to the meeting called under section 11.

9.—(1) No change in the number of members on an Area Pork Producers' Council shall be made in any year in which there is no election of members to that Area Pork Producers' Council regardless of whether or not the total number of members of all Area Pork Producers' Councils is, by reason of such change not being made, other than 250.

(2) From the North Area, the number of producer-members, calculated and allotted by the local board under section 8, shall be elected to the Area Pork Producers' Council in 1983 for a term of three years.

(3) From the Central Area, the number of producer-members, calculated and allotted by the local board under section 8, shall be elected to the Area Pork Producers' Council in 1983 for a term of three years.

(4) From the East Area, the number of producer-members, calculated and allotted by the local board under section 8, shall be elected to the Area Pork Producers' Council in 1981 for a term of three years.

(5) From the South Area, the number of producer-members, calculated and allotted by the local board under section 8, shall be elected to the Area Pork Producers' Council in 1982 for a term of three years.

(6) Upon expiry of the terms for which producer-members of the Area Pork Producers' Councils are elected or appointed, under this section, their successors shall be elected for terms of three years.

(7) Election of producer-members of the Area Pork Producers' Councils shall be by the methods set out in sections 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22 and 23.

(8) No person shall be a member of an Area Pork Producers' Council unless he is a producer of hogs in the county in which he resides and a member shall cease to be a member of an Area Pork Producers' Council forthwith after he ceases to be a producer of hogs in the county in which he resides.

10.—(1) Subject to subsection (2), no person shall be nominated or elected to an Area Pork Producers' Council or vote in an election of members to an Area Pork Producers' Council unless he is registered as a producer of hogs with the local board.

(2) A producer who is not registered as a producer of hogs with the local board may apply for registration in the following Form, and if recognized by the Registrar or an assistant registrar as a producer for the year in which the nomination or election is to take place, may be nominated or elected to an Area Pork Producers' Council or vote in an election of members to an Area Pork Producers' Council:

Form

REGISTRATION OF PRODUCER  
FOR THE YEAR 19....

I hereby apply for registration as a producer of  
hogs on the farm located at Lot No. ....,  
Conc. No. ...., in the Township of  
....., County of  
.....

Hogs are produced on the farm and I submit for  
examination by the Registrar the following settle-  
ment statement for hogs sold in my name during the  
past year under the Plan: No. ....

Date.....or I am qualified  
for registration as a producer by reason of qualification  
under Rule No. ....of the Rules stated below:

Date:.....  
.....  
(signature)

.....  
(mailing address)

RULES FOR QUALIFICATION  
OF A PRODUCER

1. Hogs are produced on the property mentioned  
above and the applicant is the owner of the  
property and of the hogs.

2. Hogs are produced on the property mentioned  
above and the applicant is the tenant of the  
property and is the owner of the hogs.

3. Hogs are produced on the property mentioned  
above and the applicant has been designated  
in writing by a corporation, partnership or joint  
owners that sold hogs during the past year under  
the plan as the person to be recognized as the  
producer by the Registrar.

4. Although hogs are not produced on the property  
at the time of this application, the applicant  
is the owner or tenant of the property and was a  
producer of hogs during the past year.

The applicant is recognized as a producer.  
.....  
(signature or initials of Registrar  
or Assistant Registrar)

(3) The Registrar for a county shall be the  
Agricultural Representative appointed for the  
county.

(4) The Registrar for each county shall appoint such assistant registrars in the county as are required for the purpose of registration of producers in the county.

(5) The local board shall, not later than the 10th day of January in each year in which an election is required, furnish to each Agricultural Representative a supply of forms for registration of producers sufficient for the registration of producers who are not registered as such in the records of the local board.

11.—(1) The County Pork Producers' Association in each of the counties named in section 5 shall, not later than the fifteenth day of January, fix a place and date for the meeting of producers for the nomination in each county of the members and substitute members of the Area Pork Producers' Council.

(2) The date fixed under subsection (1) shall be not sooner than the 15th day of January or later than the 20th day of February in the same year.

(3) The time for the meeting shall be between 2 p.m. and 3 p.m. or between 8 p.m. and 9 p.m. on the date fixed.

(4) The County Pork Producers' Association shall notify the local board of the place and date of each meeting but, if the County Pork Producers' Association fails to notify the local board of the date and place of a meeting before the 5th day of February, the local board shall determine the date and place of the meeting and arrange the accommodation therefor.

12. At least ten days before the meeting, the County Pork Producers' Association shall give notice to the producers in each county of the day, time and place of the meeting,

(a) in writing; or

(b) by publication in one or more newspapers or periodicals having a general circulation among or distribution to producers,

but, where the County Pork Producers' Association fails to give the notice to producers in any county, the local board shall arrange for such publication or posting of notices as it considers necessary or advisable, at the expense of the local board.

13. If for any reason the nomination of members and substitute members to the Area Pork Producers' Council is not held on the date fixed, the local board shall fix a day as soon as is practicable for that purpose.

14.—(1) For the purpose of a nomination meeting and, where applicable, an election under subsection 16 (7), the registered producers of hogs present at the meeting shall elect a chairman.

(2) The meeting shall be called to order by the chairman.

15.—(1) If any objection is made at the meeting that any person nominated or present and taking part in the nominations is not a producer of hogs in the county, the chairman may accept a majority decision of persons present at the meeting in respect of the objection and such decision upon acceptance by the chairman is final.

(2) Every nomination shall be in writing, shall state the name and address of the nominee, shall be signed by the proposer and seconder, both of whom shall be producers of hogs in the county, and shall be filed with the chairman within one hour after the opening of the meeting.

(3) Failure to comply with subsection (1) or (2) does not invalidate any nomination if it is received and accepted by the chairman.

16.—(1) Where a proposed nominee is not present, his nomination paper is not valid unless the proposer and seconder confirm that the nominee consents to be so nominated.

(2) When the time for nomination at the meeting expires, the chairman may require assurances from each nominee of his willingness to stand for election as a member or substitute member to the Area Pork Producers' Council from the county.

(3) Where the number of persons nominated and willing to stand for election as members and substitute members to the Area Pork Producers' Council is the number of persons mentioned in respect of the county in section 8 and the number of substitute members mentioned in subsection (8), the chairman shall declare those persons elected as members and substitute members to the Area Pork Producers' Council.

(4) Where the number of persons nominated and willing to stand for election as members and substitute members to the Area Pork Producers' Council in respect of the county is fewer than the number of members mentioned for the county in section 8 and the number of substitute members mentioned for the county in subsection (8), the chairman may extend the time for nominations for not more than one-half hour and if at the end of such extended time the number of persons nominated and willing to stand for election as members is fewer than or is the number of persons mentioned in respect of the county in section 8 or the number of persons nominated and willing to stand for election as substitute members is fewer than or is the number of persons mentioned in respect of the county in subsection (8), he shall then declare those persons to be members or substitute members, as the case may be, of the Area Pork Producers' Council for the county.

(5) Where the number of persons nominated and willing to stand for election as members mentioned in respect of a county in section 8 or substitute members mentioned in respect of a county under subsection

(8), the chairman shall prepare and post up at the meeting a list of names of the persons nominated at the meeting.

(6) The chairman shall give each nominee at the meeting an opportunity to be identified.

(7) With the consent of the majority of the registered producers present at the meeting, the election to the Area Pork Producers' Council for the county shall be held at the meeting by secret ballot.

(8) Subject to subsection (9), with the consent of the majority of the registered producers present at the meeting substitute members may be elected to the Area Pork Producers' Council to serve during the absence of a member or members elected to the Area Pork Producers' Council under subsection (7) on the basis of one substitute member for every eight members elected thereto.

(9) Not less than one and not more than three substitute members may be elected from any county under subsection (8).

17.—(1) Where the majority of the registered producers of hogs present at the meeting do not consent to an election under subsection 16 (7), the first Tuesday in March is fixed as the day for the election in each county of the members of the Area Pork Producers' Council.

(2) The time of voting in an election under this section shall be from 11 a.m. to 6 p.m.

18.—(1) Where the number of persons nominated and willing to stand for election is more than the number of persons mentioned in respect of a county in section 8, the County Pork Producers' Association shall arrange for polling places as follows:

1. One polling place in each county mentioned in section 5 from which two members may be elected to the Area Pork Producers' Council.
2. At least one polling place but not more than two polling places in each county mentioned in section 5 from which three members may be elected to the Area Pork Producers' Council.
3. At least one polling place in each county in which more than three members may be elected to the Area Pork Producers' Council but not more polling places in each county than one for each three members or part thereof.

(2) The County Pork Producers' Association shall arrange accommodation for each polling place arranged under subsection (1) and not later than the 20th day of February shall notify the local board of the particulars of the accommodation arranged.

(3) Where the County Pork Producers' Association fails to notify the local board in accordance with subsection (2), the local board shall arrange the accommodation at the expense of the local board.

19. At least ten days before polling day the County Pork Producers' Association shall give notice to the producers of hogs in each county of the day, time and place of the election,

(a) in writing; or

(b) by publication in one or more newspapers or periodicals having a general circulation among or distribution to producers,

but, where the County Pork Producers' Association fails to give such notice to producers in any county, the local board shall arrange for such publication or posting of notices as it considers necessary or advisable.

20.—(1) The Board shall appoint a Returning Officer for each county in which an election is to be held of the members of the Area Pork Producers' Council for that county.

(2) Where more than one polling place has been arranged in any county by the County Pork Producers' Association or the local board, as the case may be, the Returning Officer shall appoint a Deputy Returning Officer for each of the polling places in the county.

21.—(1) The Returning Officer shall arrange for,

- (a) a supply of ballot papers sufficient for the taking of the vote with the names of the nominees on each ballot paper;
- (b) ballot boxes;
- (c) compartments for voting; and
- (d) such other equipment and supplies as may be required for the taking of the vote.

(2) Each Returning Officer or Deputy Returning Officer shall post up in each compartment printed directions for the guidance of voters in voting in the following Form:

#### Form

#### PRINTED DIRECTIONS FOR VOTERS IN VOTING

1. The voter will go into one of the compartments and, with the pencil provided in the compartment, place a mark opposite the name of each nominee for whom he desires to vote, but he shall not mark his ballot paper for more nominations than the number of members and substitute members to be elected from the county in which he votes.



2. The voter will then fold up the ballot paper so as to conceal the marks he has placed on the face of the ballot paper and shall then leave the compartment without delay and without showing the face of the ballot paper to anyone or so displaying it as to make known how he has marked it, and then deliver the ballot paper so folded to the Returning Officer or Deputy Returning Officer, as the case may be.
3. If the voter inadvertently spoils a ballot paper, he may return it to the Returning Officer or Deputy Returning Officer, as the case may be, who will, if satisfied of such inadvertence, give him another ballot paper.
4. If the voter places on the ballot paper any mark by which he may be afterwards identified or if the ballot paper has been torn, defaced or otherwise dealt with by the voter, so that he can thereby be identified, or if he marks his ballot paper for more nominees than the number of members or substitute members to be elected from the county in which he votes, it is void and will not be counted.
5. No voter shall take a ballot paper out of the polling place or deposit anything in the ballot box.
  - (3) The Returning Officer may appoint such persons as he considers necessary to assist him and the Deputy Returning Officers in the taking of the vote.
  - (4) Every vote shall be by secret ballot.
  - (5) No person shall apply for a ballot paper or vote who is not registered under subsection 10 (1) or (2) as a producer in the county in which he votes.
  - (6) Upon receiving a ballot paper at a polling place the person receiving it shall vote in accordance with the printed directions for voting referred to in subsection (2).
  - (7) The provisions of the printed directions to voters in subsection (2) have force and effect as part of this Regulation.
  - (8) The Deputy Returning Officer shall at once deposit the ballot paper in the ballot box in the presence of the voter without unfolding the ballot paper or in any way disclosing the marks made by the voter.

22.—(1) The Returning Officer or Deputy Returning Officer at a polling place may adjourn the voting for refreshments or other purposes and, where an adjournment is made, the ballot boxes shall be sealed and shall be kept in his custody and the sealing shall not be removed from the ballot boxes until the voting resumes.

(2) At 6 p.m., or so soon thereafter as the Returning Officer or Deputy Returning Officer is of the opinion that every person entitled to vote has been given an opportunity to cast his ballot, he may close the poll and proceed with the counting of the ballots.

23.—(1) The Returning Officer or Deputy Returning Officer shall count all the ballot papers in the presence of at least two producers of hogs known to him but shall reject all ballot papers,

- (a) that have not been supplied by him;
- (b) by which votes have been given for more nominees than are to be elected; or
- (c) upon which there is any writing or mark by which the voter can be identified, or that has been so torn, defaced or otherwise dealt with by the voter that he can thereby be identified,

and shall make a record of the number of votes given and allowed for each nominee.

(2) Each Deputy Returning Officer shall forthwith forward a copy of the record to the Returning Officer.

(3) The Returning Officer shall declare elected those nominees who obtained the largest number of votes up to the number of persons to be elected in respect of the county and shall notify elected nominees of their election.

(4) The Returning Officer shall retain the ballots and such other records as were furnished during the voting for such period of time as the Board determines and shall forward to the Board and the local board the names of the members elected to the Area Pork Producers' Council for the county.

(5) Where, by reason of a tie vote or other cause, the election of all members to an Area Pork Producers' Council from a county is not complete upon the counting of the ballots, the Board may, by mail, submit to all producers who voted in the county a ballot to complete the election.

24.—(1) Where a member elected to an Area Pork Producers' Council ceases to be a producer or dies or resigns before his term of membership expires, the local board may appoint a producer in the county in which the vacancy occurred to complete his term of membership.

(2) Where a member elected to an Area Pork Producers' Council notifies the County Pork Producers' Association that he is temporarily unable to act as such member, the County Pork Producers' Association shall forthwith after receipt of the notice, furnish the local board with the name of a substitute member elected under subsection 16 (8) to act as a



member of the Area Pork Producers' Council in the place of the member who is temporarily unable to act.

25. The local board shall be composed of fifteen producer-members.

26.—(1) The North Area Pork Producers' Council shall, commencing in 1983, elect six producer-members to the local board.

(2) The Central Area Pork Producers' Council shall, commencing in 1981, elect three producer-members to the local board.

(3) The East Area Pork Producers' Council shall, commencing in 1981, elect two producer-members to the local board.

(4) The South Area Pork Producers' Council shall, commencing in 1982, elect four producer-members to the local board.

(5) No person may be elected as a member of the local board unless he is a member of the Area Pork Producers' Council for the area for which he resides.

(6) No person shall be a member of the local board unless he is a producer of hogs in the area in which he resides and the member ceases to be a member of the local board forthwith after he ceases to be a producer.

(7) Election of producer-members of the local board shall be by the method set out in section 27.

27.—(1) The local board shall fix a place, date and time for a meeting of the members of an Area Pork Producers' Council and shall name a person to be the chairman of each meeting of each Area Pork Producers' Council.

(2) The person named by the local board under subsection (1) shall conduct by secret ballot the election of the members to be elected to the local board by the Area Pork Producers' Council and shall forthwith after the election declare the persons elected who received the highest number of votes of the members of the Area Pork Producers' Council present and voting.

28.—(1) Each member elected to the local board under section 26 shall hold office for a term of three years.

(2) The term of office for a member elected to the local board begins on the 1st day of April in the year

of his election and continues until the 31st day of March in the year in which his term of office expires.

(3) When a member elected to the local board ceases to be a producer or dies or resigns before his term of office expires, the Area Pork Producers' Council that elected him may elect a producer-member in the area to complete the term of office.

29.—(1) An election of a member to an Area Pork Producers' Council or of a member to the local board is not invalid by reason of,

- (a) non-compliance with the provisions of this plan as to the taking of a poll or anything preliminary thereto or as to the counting of the votes; or
- (b) a mistake or irregularity in the proceedings at or in relation to the election,

where it appears that the election was conducted in substantial conformity with the procedures laid down in sections 10 to 27 and it does not appear that such non-compliance, mistake or irregularity affected the result of the election of the member or substitute members.

(2) A decision of the Returning Officer or a Deputy Returning Officer, or of a Registrar or an Assistant Registrar or of a chairman, under sections 10 to 27 is not open to question in respect of the validity of an election.

30.—(1) Where all or a majority of the members of the local board resign, the Board may appoint at least three persons who shall constitute the local board and shall as soon as practicable,

- (a) take over and administer the affairs of the local board; and
- (b) conduct such elections of members of the local board as are necessary to replace the members who resigned.

(2) The Board may at any time terminate the appointments of persons appointed by the Board under subsection (1), and shall terminate their appointments upon the election of the successors to the members who resigned. R.R.O. 1970, Reg. 327, Sched.; O. Reg. 114/73, ss. 1-6; O. Reg. 32/74; O. Reg. 507/79, ss. 1-5.

## REGULATION 368

### under the Farm Products Marketing Act

#### HOGS—MARKETING

##### 1. In this Regulation,

- (a) "hogs" means hogs produced in Ontario;
- (b) "local board" means The Ontario Pork Producers' Marketing Board;
- (c) "plan" means the Ontario Pork Producers' Marketing Plan;
- (d) "processing" means the slaughtering of hogs;
- (e) "processor" means a person who slaughters hogs or has hogs slaughtered for him;
- (f) "producer" means a producer engaged in the production of hogs;
- (g) "shipper of hogs" means a person who assembles hogs or transports hogs in any manner, but does not include,
  - (i) a producer who transports in a vehicle owned by him only the hogs produced by him,
  - (ii) a person who is employed by and driving a vehicle owned by the holder of a licence as a shipper of hogs,
  - (iii) a railway company, or
  - (iv) a processor who bought the hogs under the plan and the regulations. R.R.O. 1970, Reg. 328, s. 1; O. Reg. 419/71, s. 1 (1, 2).

2. This Regulation provides for the control and regulation in any or all respects of the marketing within Ontario of hogs, including the prohibition of such marketing in whole or in part. O. Reg. 419/71, s. 2.

##### 3. The Board exempts from this Regulation,

- (a) hogs marketed for any purpose except slaughtering; and
- (b) hogs produced in the territorial districts and the Provisional County of Haliburton. R.R.O. 1970, Reg. 328, s. 3; O. Reg. 419/71, s. 3 (1).

#### POWERS OF LOCAL BOARD

##### 4. The Board delegates to the local board the power,

- (a) to require persons engaged in the producing or marketing of hogs to register their names, addresses and occupations with the local board;
- (b) to require persons engaged in the producing or marketing of hogs to furnish such information in respect of hogs including the completing and filing of returns as the local board determines;
- (c) to appoint persons to inspect the books, records, documents, lands and premises and any hogs of persons engaged in marketing hogs;
- (d) to stimulate, increase and improve the marketing of hogs;
- (e) to co-operate with a marketing board, local board, marketing commission or marketing agency of Canada or any province in Canada for the purpose of marketing hogs;
- (f) to do such acts and make such orders and issue such directions as are necessary to enforce the due observance and carrying out of the provisions of the Act, the regulations and the plan. R.R.O. 1970, Reg. 328, s. 6; O. Reg. 419/71, s. 5 (1-3); O. Reg. 656/74, s. 1.

##### 5. The Board delegates to the local board its powers to make regulations with respect to hogs,

- (a) providing for the licensing of any or all persons before commencing or continuing to engage in the assembling, processing, shipping or transporting of hogs;
- (b) prohibiting persons from engaging in the assembling, processing, shipping or transporting of hogs except under the authority of a licence;
- (c) providing for the refusal to grant a licence where the applicant is not qualified by experience, financial responsibility and equipment to engage in properly the business for which the application was made, or for any other reason that the local board considers proper;
- (d) providing for the suspension or revocation of, or the refusal to renew, a licence for

failure to observe, perform or carry out the provisions of the Act, the regulations, the plan or any order or direction of the local board;

- (e) providing for the fixing of licence fees payable by any or all persons engaged in the assembling, processing, shipping or transporting of hogs;
- (f) prescribing the forms of licences;
- (g) requiring the furnishing of security or proof of financial responsibility by any person engaged in the marketing of hogs and providing for the administration and disposition of any moneys or securities so furnished;
- (h) providing for the control and regulation of the marketing of hogs, including the times and places at which hogs may be marketed;
- (i) requiring any person who produces and processes hogs to furnish to the local board statements of the amounts of hogs that he produced in any year and used for processing;
- (j) requiring any person who produces hogs to offer to sell and to sell hogs through the local board;
- (k) prohibiting any person from processing, packing or packaging any hogs that have not been sold by or through the local board;
- (l) subject to section 3, providing for the exemption from any or all of the regulations, orders or directions under the plan of any class, variety or grade of hogs, or any person or class of persons engaged in the producing or marketing of hogs or any class, variety or grade of hogs; and
- (m) providing for the making of agreements relating to the marketing of hogs by or through the local board, and prescribing the forms and the terms and conditions of such agreements. R.R.O. 1970, Reg. 328, s. 7; O. Reg. 419/71, s. 6; O. Reg. 449/79, s. 3.

6.—(1) The Board authorizes the local board to use any class of licence fees, service charges and other moneys payable to it, for the purposes of paying the expenses of the local board, carrying out and enforcing the Act and the regulations and carrying out the purposes of the plan. R.R.O. 1970, Reg. 328, s. 8 (1); O. Reg. 419/71, s. 7.

(2) The Board authorizes the local board to establish a fund in connection with the plan for the payment of any moneys that may be required for the

purposes mentioned in subsection (1). R.R.O. 1970, Reg. 328, s. 8 (2).

7. The Board authorizes the local board to conduct a pool or pools for the distribution of all moneys received from the sale of hogs and, after deducting all necessary and proper disbursements and expenses, to distribute the remainder of the moneys received from the sale in such manner that every producer receives a share of the remainder of the moneys received from the sale in relation to the amount, class, variety, grade or size of hogs delivered by him, and authorizes the local board to make an initial payment on delivery of hogs and subsequent payments until all the remainder of the moneys received from the sale is distributed to the producers. O. Reg. 656/74, s. 2.

#### APPOINTMENT OF AGENTS

8. The Board authorizes the local board to appoint agents, to prescribe their duties and terms and conditions of employment and to provide for their remuneration. R.R.O. 1970, Reg. 328, s. 9.

#### MARKETING BY LOCAL BOARD

9.—(1) All hogs shall be marketed by or through the local board.

(2) No person shall market hogs except by or through the local board. R.R.O. 1970, Reg. 328, s. 10.

#### POWERS OF LOCAL BOARD

10.—(1) The Board vests in the local board the following powers:

1. To direct and control by order or direction either as principal or agent, the marketing of hogs, including the times and places at which hogs may be marketed.
2. To determine from time to time the price or prices that shall be paid to producers or to the local board, as the case may be for hogs or for any grade of hogs and to determine different prices for different parts of Ontario.
3. To fix and impose service charges from time to time for the marketing of hogs.
4. To require the price or prices payable or owing to the producer for hogs to be paid to the local board.
5. To collect from any person by suit in a court of competent jurisdiction the price or prices or any part thereof of hogs.
6. To pay to the producers the price or prices for hogs less service charges imposed

under paragraph 3 and to fix the times at which or within which such payments shall be made. R.R.O. 1970, Reg. 328, s. 11 (1); O. Reg. 419/71, s. 8 (1-3).

(2) The service charges fixed for the marketing of hogs shall not exceed amounts at the percentage rate of  $1\frac{1}{4}$  per cent of the gross value of each hog marketed where the hog carcass complies with a grade established by section 3 of Regulation 333 of Revised Regulations of Ontario, 1980, other than Canada Stag, Canada Sow Class 1 or Canada Sow Class 2.

(3) The service charges fixed for the marketing of hogs shall not exceed amounts at the rate of 90 cents for each hog marketed where the hog carcass complies with the grade established by section 3 of Regulation 333 of Revised Regulations of Ontario, 1980 for Canada Stag, Canada Sow Class 1 or Canada Sow Class 2. O. Reg. 449/79, s. 4.

(4) The service charges fixed for the marketing of hogs shall not exceed amounts at the rate of two dollars for each hog marketed where the hog is a boar. R.R.O. 1970, Reg. 328, s. 11 (4).

#### METHOD OF SALE

11. Where the local board sells hogs under the powers vested under subsection 10 (1), the method or methods of selling hogs are subject to the following limitations:

1. Where the local board does not establish regular times and one or more regular places for the selling of the hogs, the local board shall give notice to every licensed processor of the time and place at which the hogs are to be sold so that the processors have a reasonable opportunity to bid at the time that each lot of hogs is offered for sale.
2. In the selling of the hogs, the local board shall offer lots of hogs without discrimination in a manner that allows the processors to bid competitively on the hogs.
3. When hogs are sold, the buyer of the hogs shall be the processor who first bid the highest price bid at the sale.
4. The local board shall make and keep for at least one year a record of the sale of every lot of hogs sold showing,
  - i. the number of hogs in the lot,
  - ii. the location of the hogs at the time of the sale,
  - iii. the name and address of the buyer, and

iv. the price at which the hogs were sold.  
R.R.O. 1970, Reg. 328, s. 12.

#### STATEMENTS TO PRODUCERS

12. Each payment made under paragraph 6 of subsection 10 (1) shall be accompanied by a statement showing the grades and quantity of each grade of hogs sold, the price or prices paid and the particulars of the service charges imposed by the local board. R.R.O. 1970, Reg. 328, s. 13.

#### ADVISORY COMMITTEE

13.—(1) There shall be an advisory committee to be known as "The Hog Industry Advisory Committee" composed of a chairman and six members.

(2) After the 1st day of April and before the 30th day of April in each year,

- (a) the Board shall appoint the chairman;
- (b) the local board shall appoint three members;
- (c) the Ontario members of the Meat Packers Council of Canada shall appoint two members; and
- (d) the meat packers in Ontario who are not members of the Meat Packers Council of Canada shall appoint one member,

of The Hog Industry Advisory Committee.

(3) Subject to subsections (4) and (5), the members of the Advisory Committee appointed under subsection (2) are and remain members thereof until the 30th day of April in the year next following the year in which they were appointed.

(4) Where a member of the Advisory Committee dies or resigns or is unavailable to act before the expiration of his term, the person or persons who appointed him shall appoint a person for the unexpired term of the member who died or resigned or was unavailable to act.

(5) Where the Ontario members of the Meat Packers Council of Canada, the meat packers in Ontario who are not members of the Meat Packers Council of Canada, or the local board, as the case may be, fail to appoint a member or members to the Advisory Committee in accordance with subsection (2) or (4), the Board may appoint such members as are necessary to complete the Advisory Committee.

(6) The Hog Industry Advisory Committee is empowered to advise and make recommendations to the local board, the Meat Packers Council of Canada, or to the meat packers in Ontario who are not members of the Meat Packers Council of Canada in respect of,

- |  |  |
|--|--|
| <ul style="list-style-type: none"><li>(a) the promotion of harmonious relationships between persons engaged in the production and marketing of hogs;</li><li>(b) the promotion of greater efficiency in the production and marketing of hogs;</li><li>(c) the prevention and correction of irregularities and inequities in the marketing of hogs;</li></ul> | <ul style="list-style-type: none"><li>(d) the improvement of the quality and variety of hogs;</li><li>(e) the improvement of the circulation of market information respecting hogs; and</li><li>(f) without limiting the generality of any of the foregoing, any matter with respect to which the Board or the local board may be empowered to make regulations under the Act. R.R.O. 1970, Reg. 328, s. 14.</li></ul> |
|--|--|



## REGULATION 369

under the Farm Products Marketing Act

### LOCAL BOARDS

1. Each local board shall within ten days after holding a meeting file with the Board a copy of the minutes of the meeting. R.R.O. 1970, Reg. 329, s. 1.

2. Where the local board issues a direction or makes an order or a regulation, the local board shall, within five days of issuance or making, file with the Board a true copy of the direction, order or regulation. R.R.O. 1970, Reg. 329, s. 2.

3. Where a local board receives a copy of any agreement or award filed with the Board and an order of the Board under subsection 8 (2) of the Act declaring the agreement or award or part thereof in force, the local board shall file with its secretary the copy of the agreement or award and the order made by the Board. R.R.O. 1970, Reg. 329, s. 3.

4. Within four months after the close of the fiscal year of a local board, the local board shall file with the Board a true copy of all reports of its operations for the fiscal year. R.R.O. 1970, Reg. 329, s. 4.

5.—(1) Each local board shall file with the Board a true copy of the annual financial statement and audited reports for each fiscal year of the local board within ten days after the local board receives the audited report.

(2) The annual financial statement of a local board shall include the amount of each grant or other like payment of money made by the local board to

any person or association or body of persons during the fiscal year and the name of the person or association or body of persons to whom the grant or other like payment of money was made. R.R.O. 1970, Reg. 329, s. 5.

6. Where a local board appoints an agent, the local board shall file with the Board a true copy of the appointment and the terms thereof within twenty-one days after the appointment is made. R.R.O. 1970, Reg. 329, s. 6.

7. Where the Board requires from a local board true copies of statements and reports other than those provided for in sections 1, 2, 3, 4, 5 and 6, the local board shall, as soon as is practicable, but not later than thirty days from the date that the request is received from the Board, file with the Board true copies of the statements and reports. R.R.O. 1970, Reg. 329, s. 7.

8. Subject to section 9, within four months after the end of its fiscal year each local board shall furnish to the producers of the regulated product during the fiscal year copies of the annual statement of operations and the financial report of the local board. R.R.O. 1970, Reg. 329, s. 8.

9. Where, within four months of the close of its fiscal year, a local board publishes in one issue of at least one edition of a newspaper or magazine having a general circulation among its producers, its annual statement of operations and its financial report, the local board is not required to comply with section 8. R.R.O. 1970, Reg. 329, s. 9.



## REGULATION 370

### under the Farm Products Marketing Act

#### POTATOES—PLAN

1. The plan in the Schedule is continued for the control and regulation of the marketing within Ontario of potatoes. O. Reg. 248/76, s. 1, *revised*.

2. The local board named in the Schedule is given the powers set out in subsection 15 (1), in paragraphs 1, 2, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 26 of subsection 15 (2) and in sections 50 and 110 of the *Co-operative Corporations Act*. O. Reg. 248/76, s. 2.

3. The members of the local board named in the Schedule shall be deemed to be the shareholders and directors of the local board in the exercise of the powers vested in the local board under section 2. O. Reg. 248/76, s. 3.

#### Schedule

##### *Farm Products Marketing Act*

#### PLAN

1. This plan may be cited as "The Ontario Potato Growers' Marketing-for-Processing Plan".

2. In this plan,

(a) "potatoes" means potatoes produced in Ontario, other than potatoes that are used for any purpose other than processing;

(b) "processing" means,

(i) canning, dehydrating, chipping, drying, freezing, peeling or processing with any chemical or by heat and combining or mixing potatoes with one or more other vegetables, or

(ii) entering into a contract for the purchase of potatoes for the purpose of performing on the potatoes any of the operations mentioned in subclause i;

(c) "processor" means a person engaged in the business of processing potatoes;

(d) "producer" means a person engaged in the production of potatoes.

3. This plan provides for the control and regulation in any or all respects of the marketing

within Ontario of potatoes, including the prohibition of such marketing in whole or in part.

4. There shall be a local board to be known as "The Ontario Potato Growers' Marketing Board".

5. The local board shall be composed of not more than eight producer-members.

6. Members of the local board shall be elected or appointed in accordance with the provisions of the plan and shall hold office until their successors are elected or appointed.

7. Producers are divided into five districts as follows:

1. District 1, comprising the counties of Essex and Kent.

2. District 2, comprising the counties of Elgin, Huron, Lambton, Middlesex and Perth.

3. District 3, comprising the counties of Brant and Oxford and the regional municipalities of Haldimand-Norfolk, Hamilton-Wentworth and Niagara.

4. District 4, comprising the counties of Bruce, Dufferin, Grey and Wellington and the regional municipalities of Halton, Peel and Waterloo.

5. District 5, comprising the County of Simcoe and The Regional Municipality of York.

8.—(1) Producers in each of the districts named in section 7 form a district group of producers.

(2) A producer in a part of Ontario not included in a district mentioned in section 7 may become a member of the district group of producers nearest to his place of production.

9. There shall be a committee in each district to be known as the "District Potato Growers' Committee".

10. On or before the 15th day of November in each year, the producers in each of districts 1, 2 and 3 shall elect not fewer than three and not more than five members and the producers in each of districts 4 and 5 shall elect five members to the District Potato Growers' Committee for the district.

11.—(1) On or before the 1st day of December in each year, the members of each District Potato Growers' Committee shall elect from among themselves members to the local board as follows:

1. District 1, one member.
2. District 2, one member.
3. District 3, one member.
4. District 4, two members.
5. District 5, three members.

(2) No person is eligible for election from any district to the local board unless he is a producer in the district or a member of the district group of producers under subsection 8 (2).

(3) The terms of office of members of the local board expire on the 1st day of December in the year next following the year in which they were elected or appointed.

12.—(1) Where, in any year, a District Potato Growers' Committee fails to elect one or more members to the local board in accordance with subsection 11 (1), the members of the local board shall, at its first meeting after the 1st day of December of that year, appoint such producer-members as are necessary to complete the local board.

(2) Where a member elected or appointed to the local board dies, resigns or otherwise ceases to be a member before the 1st day of December in the year next following the date of his election or appointment, the members of the District Committee may within fourteen days thereafter appoint a producer-member for the unexpired term and in default of such appointment the local board shall appoint a producer-member for the unexpired term in the same manner as under subsection (1).

(3) Each producer-member appointed a member to the local board under subsection (1) or (2) shall be a producer eligible under subsection 11 (2). O. Reg. 248/76, Sched.; O. Reg. 632/78, s. 1, *revised*.

## REGULATION 371

### under the Farm Products Marketing Act

#### POTATOES—MARKETING

##### 1. In this Regulation,

- (a) "local board" means The Ontario Potato Growers' Marketing Board;
- (b) "plan" means The Ontario Potato Growers' Marketing-for-Processing Plan;
- (c) "potatoes" means potatoes produced in Ontario, other than potatoes that are used for any purpose other than processing;
- (d) "processing" means,
  - (i) canning, dehydrating, chipping, drying, freezing, peeling or processing with any chemical or by heat and combining or mixing potatoes with one or more other vegetables, or
  - (ii) entering into a contract for the purchase of potatoes for the purpose of performing on the potatoes any of the operations mentioned in subclause (i);
- (e) "processor" means a person engaged in the business of processing potatoes;
- (f) "producer" means a person engaged in the production of potatoes. O. Reg. 264/76, s. 1; O. Reg. 633/78, s. 1.

2. This Regulation provides for the control and regulation in any or all respects of the marketing within Ontario of potatoes, including the prohibition of such marketing in whole or in part. O. Reg. 264/76, s. 2.

3. The Board exempts from this Regulation, other than clauses 6 (a), (b) and (c), small whole potatoes processed by canning or freezing. O. Reg. 264/76, s. 3.

4.—(1) No person shall commence or continue to engage in the processing of potatoes except under the authority of a licence as a processor of potatoes in Form 2.

(2) No licence in Form 2 shall be issued except upon application therefor in Form 1.

(3) A licence in Form 2 expires with the 31st day of January next following the date on which the licence is issued.

(4) A licence in Form 2 shall be issued to a processor without charge. O. Reg. 264/76, s. 4.

5.—(1) The Board may refuse to grant a licence as a processor where the applicant is not qualified by experience, financial responsibility and equipment to engage in properly the business for which the application was made or for any other reason that the Board considers proper.

(2) The Board may suspend or revoke or refuse to renew a licence as a processor for failure to observe, perform or carry out the provisions of the Act, the regulations, the plan or any order or direction of the Board or local board. O. Reg. 734/79, s. 1.

##### 6. The Board delegates to the local board power,

- (a) to require persons engaged in producing or marketing potatoes to register their names, addresses and occupations with the local board;
- (b) to require persons engaged in producing or marketing potatoes to furnish such information relating to the production or marketing of potatoes, including the completing and filing of returns, as the local board determines;
- (c) to appoint persons to inspect the books, records, documents, lands and premises and any potatoes of persons engaged in producing or marketing potatoes;
- (d) to stimulate, increase and improve the marketing of potatoes by such means as it considers proper;
- (e) to co-operate with a marketing board, local board, marketing commission or marketing agency of Canada or any province in Canada for the purpose of marketing potatoes;
- (f) to do such acts and make such orders and issue such directions as are necessary to enforce the due observance and carrying out of the provisions of the Act, the regulations or the plan. O. Reg. 264/76, s. 5.

7. The Board delegates to the local board its powers to make regulations with respect to potatoes,

- (a) providing for the licensing of any or all persons before commencing or continuing



- to engage in the producing or marketing of potatoes;
- (b) prohibiting persons from engaging in the producing or marketing of potatoes except under the authority of a licence;
- (c) providing for the refusal to grant a licence where the applicant is not qualified by experience, financial responsibility and equipment to engage in properly the business for which the application was made, or for any other reason that the local board considers proper;
- (d) providing for the suspension or revocation of, or the refusal to renew, a licence for failure to observe, perform or carry out the provisions of the Act, the regulations, the plan or any order or direction of the local board;
- (e) providing for the fixing of licence fees payable yearly, half-yearly, quarterly or monthly at different amounts or in instalments from any or all persons producing or marketing potatoes and the collecting of the licence fees and the recovering of such licence fees by suit in a court of competent jurisdiction;
- (f) requiring any person who receives potatoes to deduct from the moneys payable for the potatoes any licence fees payable to the local board by the person from whom he receives the potatoes, and to forward such licence fees to the local board;
- (g) requiring any person who produces and processes potatoes to furnish to the local board statements of the amounts of the potatoes that he produced in any year and used for processing;
- (h) prescribing the form of licences;
- (i) subject to section 3, providing for the exemption from any or all of the regulations, orders or directions under the plan of any class, variety, grade or size of potatoes, or any person or class of persons engaged in the producing or marketing of potatoes or any class, variety, grade or size of potatoes;
- (j) providing for the control and regulation of the marketing of potatoes, including the times and places at which potatoes may be marketed;
- (k) requiring any person who produces potatoes to offer to sell and to sell the potatoes through the local board; and
- (l) prohibiting any person from processing, packing or packaging any potatoes that have not been sold through the local board. O. Reg. 264/76, s. 6; O. Reg. 434/78, s. 1.
- 8.—(1) The Board authorizes the local board to use any class of licence fees and other moneys payable to it for the purpose of paying the expenses of the local board, carrying out and enforcing the Act and the regulations and carrying out the purposes of the plan.
- (2) The Board authorizes the local board to establish a fund in connection with the plan for the payment of any moneys that may be required for the purposes mentioned in subsection (1). O. Reg. 264/76, s. 7.
9. The Board authorizes the local board to require the price or prices payable or owing to producers for potatoes to be paid to or through the local board. O. Reg. 264/76, s. 8.
10. The Board authorizes the local board to prohibit the marketing of any class, variety, grade or size of potatoes. O. Reg. 264/76, s. 9.
- 11.—(1) There shall be a committee to be known as "The Potato Industry Advisory Committee".
- (2) The Potato Industry Advisory Committee shall be composed of a chairman and not fewer than six members.
- (3) After the 1st day of November and before the 30th day of November in each year,
- (a) the Board shall appoint the chairman;
- (b) the processors shall appoint not fewer than three members; and
- (c) the local board shall appoint, from among its members, a number of members equal to the number appointed under clause (b),
- to The Potato Industry Advisory Committee.
- (4) Subject to subsections (3) and (6), the members of The Potato Industry Advisory Committee hold office until the 30th day of November in the year following the year in which they are appointed.
- (5) Where a member of The Potato Industry Advisory Committee dies or resigns or is unavailable to act before the expiration of his term of office, the processors or the local board, as the case may be, shall appoint a person for the unexpired term of the member who died, resigned or was unavailable to act.
- (6) Where the processors or the local board, as the case may be, fail to appoint a member or members to The Potato Industry Advisory Committee in accordance with subsection (3) or (5), the

Board may appoint such members as are necessary to complete the said committee.

(7) The Potato Industry Advisory Committee may make recommendations to the local board in respect of,

- (a) the promotion of harmonious relationships between persons engaged in the production and marketing of potatoes;
- (b) the promotion of greater efficiency in the production and marketing of potatoes;
- (c) the prevention and correction of irregularities and inequities in the marketing of potatoes;
- (d) the improvement of the circulation of market information respecting potatoes;
- (e) without limiting the generality of the foregoing, any matter with respect to which the Board or the local board may be empowered to make regulations under the Act respecting potatoes. O. Reg. 159/77, s. 1.

12.—(1) There shall be five negotiating agencies to be known as,

- (a) "The Negotiating Committee for Potatoes for Dehydration";
- (b) "The Negotiating Committee for Potatoes for Chips";
- (c) "The Negotiating Committee for Potatoes for Frozen French Fries";
- (d) "The Negotiating Committee for Peeled Potatoes"; and
- (e) "The Negotiating Committee for Potatoes for Soups and Stews".

(2) Each negotiating agency named in clauses (1) (a), (b), (c), (d) and (e) shall be composed of six persons, of whom three shall be appointed by the local board and three shall be appointed by the processors who purchase potatoes for the purpose for which the negotiating agency is established.

(3) The local board and the processors shall appoint their respective members to the negotiating agencies named in clauses (1) (a), (b), (c), (d) and (e) and shall notify the Board in writing of their names and addresses not later than the 10th day of January in every year. O. Reg. 633/78, s. 2.

(4) Subject to subsections (5) and (6), the members of the negotiating agencies appointed under this section are and remain members until the 31st day of December of the year in which the members were appointed.

(5) Where a member of a negotiating agency appointed under this section dies or resigns or is unavailable to act before the expiration of his term of membership, the local board or the processors, as the case may be, who appointed him shall appoint a person for the unexpired term of the member who died, resigned or was unavailable to act.

(6) Where the local board or the processors, as the case may be, fails to make an appointment, in the case of an appointment referred to in subsection (3) in any year by the 10th day of January or, in the case of an appointment referred to in subsection (5), within seven days after a vacancy occurs, the Board shall appoint such persons as are necessary to complete the negotiating agency. O. Reg. 264/76, s. 10 (4-6).

13. Each negotiating agency named in clauses 12 (1) (a), (b), (c) and (d) is empowered to adopt or settle by agreement, in respect of the class of potatoes for which it is appointed,

- (a) minimum prices for the potatoes or for any class, variety, grade or size of the potatoes;
- (b) terms, conditions and forms of agreements relating to the producing or marketing of the potatoes; and
- (c) any charges, costs or expenses relating to the production or marketing of the potatoes. O. Reg. 264/76, s. 11.

14. A meeting of a negotiating agency may be convened by a notice in writing given by the three members of the negotiating agency appointed by the local board, or by the three members of the negotiating agency appointed by the processors, to the other members of the negotiating agency at least three days but not more than five days before the date of the meeting, stating the time and place of the meeting. O. Reg. 264/76, s. 12.

15.—(1) Where a meeting of a negotiating agency is not held in accordance with the notice required by section 12, or where a meeting is held and the negotiating agency does not arrive at an agreement respecting all matters that it is empowered to adopt or settle by agreement, or where the negotiating agency decides that an agreement cannot be reached and so notifies the Board, on or before the 28th day of February in any year, the matters in dispute shall be referred by the Board to an Arbitration Board. O. Reg. 264/76, s. 13 (1); O. Reg. 159/77, s. 2.

(2) Where a negotiating agency does not arrive at an agreement on all matters that it is empowered to adopt or settle by agreement, it may submit in writing to the Board a statement or statements of the matters in dispute. O. Reg. 264/76, s. 13 (2).

16.—(1) An Arbitration Board shall be composed of three members.

(2) One member shall be appointed by the three members of the negotiating agency appointed by the local board, and one other member shall be appointed by the three members of the negotiating agency appointed by the processors.

(3) Where two members are appointed to an Arbitration Board in accordance with subsection (2), the two members so appointed may appoint a third member to the Arbitration Board but, where the two members do not appoint the third member within seven days after the date mentioned in subsection 15 (1), the Board shall appoint the third member.

(4) Where the three members of the negotiating agency appointed by the local board or the three members of the negotiating agency appointed by the processors do not appoint a member to the Arbitration Board in accordance with subsection (2) within three days after the date mentioned in subsection 15 (1), the Board shall appoint such members as are necessary to complete the Arbitration Board.

(5) The Board shall submit to the Arbitration Board any statement or statements of the matters in dispute received from the negotiating agency under subsection 15 (2).

(6) The Arbitration Board shall meet forthwith after the appointment of the three members thereof and shall make an award in respect of the matters referred to it, or all matters that the negotiating agency is empowered to adopt or settle by agreement, as the case may be. O. Reg. 264/76, s. 14.

Form 1

*Farm Products Marketing Act*

APPLICATION FOR LICENCE AS A  
PROCESSOR OF POTATOES

To: The Farm Products Marketing Board:

.....  
(name of applicant)  
.....  
(address)

makes application for a licence as a processor of potatoes under the *Farm Products Marketing Act*.

Dated at....., this.....day of.....,  
19....

.....  
(signature of applicant)  
.....  
(where applicant is a corporation or  
partnership, signature of person  
authorized to sign)  
.....  
(office)  
O. Reg. 264/76, Form 1.

Form 2

*Farm Products Marketing Act*

LICENCE AS A PROCESSOR OF POTATOES

Under the *Farm Products Marketing Act* and the regulations, and subject to the limitations thereof, this licence is issued

to.....  
(name)  
of.....  
(address)

to engage in the processing of potatoes.

This licence expires with the 31st day of January next following the date of issue.

Dated at Toronto, this.....day of.....,  
19....

THE FARM PRODUCTS MARKETING  
BOARD:

.....  
*Chairman*  
.....  
*Secretary*  
O. Reg. 264/76, Form 2.

## REGULATION 372

### under the Farm Products Marketing Act

#### PROCESSING TOMATO SEEDLING PLANTS—PLAN

1. The plan in the Schedule is continued for the control and regulation of the marketing within Ontario of processing tomato seedling plants. O. Reg. 116/74, s. 1, *revised*.

2. The local board named in the Schedule is given the powers set out in subsection 15 (1), in paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 26 of subsection 15 (2) and in sections 50 and 110 of the *Co-operative Corporations Act*. O. Reg. 66/79, s. 19.

3. The members of the local board shall be deemed to be the shareholders and the directors thereof in the exercise of any of the powers mentioned in section 2. O. Reg. 116/74, s. 3.

#### Schedule

##### *Farm Products Marketing Act*

#### PLAN

1. This plan may be cited as "The Ontario Processing Tomato Seedling Plant Growers' Marketing Plan".

2. In this plan,

- (a) "processing" means processing as defined in section 2 of The Ontario Vegetable Growers' Marketing-for-Processing Plan continued under Regulation 387 of Revised Regulations of Ontario, 1980;
- (b) "processing tomato seedling plants" means seedling tomato plants produced in Ontario except seedling tomato plants used for any purpose other than the production of tomatoes for processing;
- (c) "producer" means a person engaged in the production of processing tomato seedling plants.

3. This plan applies to the control and regulation in any or all respects of the marketing within Ontario of processing tomato seedling plants including the prohibition of such marketing in whole or in part.

4. There shall be a local board to be known as "The Ontario Processing Tomato Seedling Plant Growers' Marketing Board".

5. The local board shall be composed of four producer-members.

6. The local board shall, on the last Tuesday of October in each year, conduct a meeting at which all producers of processing tomato seedling plants for that year in the records of the local board are eligible to attend.

7. At the meeting referred to in section 6, the producers present at the meeting shall elect producers to be members of the local board as follows:

- 1. One producer to be elected as a member and chairman of the local board.
- 2. One producer to be elected as a member and vice-chairman of the local board.
- 3. Two producers to be members and directors of the local board.

8. The producers elected under section 7 take office at the conclusion of the meeting referred to in section 6.

9.—(1) Where the producers fail to elect any members to the local board, the members elected to the local board shall, as soon thereafter as may be practicable, appoint such producer-members as are necessary to complete the local board.

(2) Where a member elected or appointed to the local board dies, resigns or is unavailable to act before the last Tuesday of October in the year next following the date of his election or appointment, the members of the local board may appoint a producer-member for the unexpired term. O. Reg. 116/74, Sched. ; O. Reg. 364/78, s. 1.





## REGULATION 373

### under the Farm Products Marketing Act

#### PROCESSING TOMATO SEEDLING PLANTS—MARKETING

##### 1. In this Regulation,

- (a) "local board" means The Ontario Processing Tomato Seedling Plant Growers' Marketing Board;
- (b) "plan" means The Ontario Processing Tomato Seedling Plant Growers' Marketing Plan;
- (c) "processing" means processing as defined in section 2 of The Ontario Vegetable Growers' Marketing-for-Processing Plan continued under Regulation 387 of Revised Regulations of Ontario, 1980;
- (d) "processing tomato seedling plants" means seedling tomato plants produced in Ontario except seedling tomato plants used for any purpose other than the production of tomatoes for processing;
- (e) "producer" means a person engaged in the production of processing tomato seedling plants. O. Reg. 117/74, s. 1.

2. This Regulation provides for the control and regulation in any or all respects of the marketing within Ontario of processing tomato seedling plants, including the prohibition of such marketing in whole or in part. O. Reg. 117/74, s. 2.

3. The Board exempts from this Regulation processing tomato seedling plants that are sold in trays. O. Reg. 117/74, s. 3.

4. The Board delegates to the local board the power,

- (a) to require persons engaged in producing or marketing processing tomato seedling plants to register their names, addresses and occupations with the local board;
- (b) to require persons engaged in producing or marketing processing tomato seedling plants to furnish such information relating to the production or marketing of processing tomato seedling plants, including the completing and filing of returns, as the local board determines;
- (c) to appoint persons to inspect the books, records, documents, lands and premises and any processing tomato seedling plants of persons engaged in the marketing of processing tomato seedling plants;
- (d) to stimulate, increase and improve the marketing of processing tomato seedling plants by such means as it considers proper;
- (e) to co-operate with a marketing board, local board, marketing commission or marketing agency of Canada or of any province in Canada for the purpose of marketing processing tomato seedling plants;
- (f) to do such acts and make such orders and issue such directions as are necessary to enforce the due observance and carrying out of the provisions of the Act, the regulations and the plan. O. Reg. 117/74, s. 4.

5. The Board delegates to the local board its powers to make regulations with respect to processing tomato seedling plants,

- (a) providing for the licensing of any or all persons before commencing or continuing to engage in the producing of processing tomato seedling plants;
- (b) prohibiting persons from engaging in the producing of processing tomato seedling plants except under the authority of a licence;
- (c) providing for the refusal to grant a licence where the applicant is not qualified by experience, financial responsibility and equipment to engage in properly the business for which the application was made, or for any other reason that the local board considers proper;
- (d) providing for the suspension or revocation of, or the refusal to renew, a licence for failure to observe, perform or carry out the provisions of the Act, the regulations, the plan or any order or direction of the local board;
- (e) providing for the fixing of licence fees not exceeding ten cents per thousand processing tomato seedling plants, payable yearly, half-yearly, quarterly or monthly at different amounts or in instalments,

from any or all persons producing or marketing processing tomato seedling plants and the collecting of the licence fees and the recovering of such licence fees by suit in a court of competent jurisdiction;

(f) prescribing the form of licences;

(g) requiring any person who receives processing tomato seedling plants to deduct from the moneys payable for the processing tomato seedling plants, any licence fees payable to the local board by the person from whom he receives the processing tomato seedling plants, and to forward such licence fees to the local board. O. Reg. 117/74, s. 5; O. Reg. 296/75, s. 1; O. Reg. 322/78, s. 1.

6.—(1) The Board authorizes the local board to use any class of licence fees, service charges and other moneys payable to it, for the purposes of paying the expenses of the local board, carrying out and enforcing the Act and the regulations and carrying out the purposes of the plan.

(2) The Board authorizes the local board to establish a fund in connection with the plan for the payment of any moneys that may be required for the purposes mentioned in subsection (1). O. Reg. 117/74, s. 6.

7.—(1) There shall be a negotiating agency to be known as "The Negotiating Agency for Processing Tomato Seedling Plants".

(2) The negotiating agency named in subsection (1) shall be composed of,

(a) the members of the local board; and

(b) one representative from each processor of tomatoes.

(3) The processors shall, not later than the 31st day of December in each year, appoint the persons referred to in clause (2) (b) and shall notify the Board in writing of the names and addresses of those persons appointed.

(4) Subject to subsections (5) and (6), the members of the negotiating agency appointed under this section are and remain members from the 1st day of January until the 31st day of December of the year next following the year in which the members were appointed.

(5) Where a member of a negotiating agency appointed under this section by a processor dies or resigns or is unavailable to act before the expiration of his term of membership, the processor who appointed him shall appoint a person for the unexpired term of the member who died, resigned or was unavailable to act.

(6) Where a processor fails to make an appointment under subsection (3) or (5) within seven days after a

vacancy occurs, the Board shall appoint such persons as are necessary to complete the negotiating agency. O. Reg. 117/74, s. 7.

8. The negotiating agency named in subsection 7 (1) is empowered to adopt or settle by agreement,

(a) minimum prices for processing tomato seedling plants or for any class, variety, grade or size thereof;

(b) terms, conditions and forms of agreements relating to the producing or marketing of processing tomato seedling plants; and

(c) any charges, costs or expenses relating to the production or marketing of processing tomato seedling plants. O. Reg. 117/74, s. 8.

9. A meeting of the negotiating agency may be convened by a notice in writing given by the members of the local board or by the members of the negotiating agency appointed by the processors, to the other members of the negotiating agency at least five days but not more than seven days before the date of the meeting stating the time and place of the meeting. O. Reg. 117/74, s. 9.

10.—(1) Where a meeting of the negotiating agency is not held in accordance with the notice required by section 9, or where a meeting is held and the negotiating agency does not arrive at an agreement respecting all matters that it is empowered to adopt or settle by agreement, or where the negotiating agency decides that an agreement cannot be reached and so notifies the Board on or before the 28th day of February in any year, the matters in dispute shall be referred by the Board to an Arbitration Board.

(2) Where the negotiating agency does not arrive at an agreement on all matters that it is empowered to adopt or settle by agreement, it may submit in writing to the Board a statement or statements of the matters in dispute. O. Reg. 117/74, s. 10.

11.—(1) An Arbitration Board shall be composed of three members.

(2) One member shall be appointed by the members of the local board and one member shall be appointed by the members of the negotiating agency appointed by the processors.

(3) Where two members are appointed to the Arbitration Board in accordance with subsection (2), the two members so appointed may appoint a third member to the Arbitration Board but, where the two members do not appoint a third member within seven days after the date mentioned in subsection 10 (1) in any year, the Board shall appoint the third member.

(4) Where the members of the local board or the members of the negotiating agency appointed by

the processors do not appoint a member to the Arbitration Board in accordance with subsection (2) within seven days after the date mentioned in subsection 10 (1), the Board shall appoint such members as are necessary to complete the Arbitration Board.

(5) The Board shall submit to the Arbitration Board any statement or statements of the matters

in dispute received from the negotiating agency under subsection 10 (2).

(6) The Arbitration Board shall meet forthwith after the appointment of the three members thereof and shall make an award in respect of the matters referred to it, or all matters that the negotiating agency was empowered to adopt or settle by agreement, as the case may be. O. Reg. 117/74, s. 11.



## REGULATION 374

### under the Farm Products Marketing Act

#### RUTABAGAS—PLAN

1. The plan in the Schedule is continued for the control and regulation of the marketing within Ontario of rutabagas. O. Reg. 534/79, s. 1, *revised*.

2. The local board named in the Schedule is given the powers set out in subsection 15 (1), in paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 26 of subsection 15 (2) and in sections 50 and 110 of the *Co-operative Corporations Act*. O. Reg. 534/79, s. 2.

3. The members of the local board named in the Schedule shall be deemed to be the shareholders and directors of the local board in the exercise of the powers vested in the local board under section 2. O. Reg. 534/79, s. 3.

#### Schedule

##### *Farm Products Marketing Act*

#### PLAN

1. This plan may be cited as "The Ontario Rutabaga Producers' Marketing Plan".

2. In this plan,

(a) "producer" means a person engaged in the production of rutabagas;

(b) "rutabagas" means rutabagas produced in Ontario.

3. This plan provides for the control and regulation in any or all respects of the marketing within Ontario of rutabagas, including the prohibition of such marketing in whole or in part.

4. This plan does not apply in the territorial districts of Algoma, Cochrane, Kenora, Manitoulin, Nipissing, Rainy River, Sudbury, Thunder Bay and Timiskaming and The Regional Municipality of Sudbury.

5. There shall be a local board to be known as "The Ontario Rutabaga Producers' Marketing Board".

6. The local board shall be composed of seven producer-members.

7. The members of the local board shall be elected or appointed in accordance with the provisions of this plan and shall hold office until their successors take office.

8. Producers are divided into two districts as follows:

1. District 1, comprising the counties of Brant, Bruce, Elgin, Essex, Grey, Huron, Kent, Lambton, Middlesex, Oxford, Perth and Wellington and the regional municipalities of Haldimand-Norfolk, Hamilton-Wentworth, Niagara and Waterloo.

2. District 2, comprising that part of Ontario not included in District 1 and not excluded from the plan by section 4.

9.—(1) The members of the local board from District 1 appointed by the Minister to hold office until the 30th day of June, 1981 or the 30th day of June, 1982, as the case may be, continue to hold office until their term expires.

(2) The member of the local board from District 2 appointed by the Minister to hold office until the 30th day of June, 1982, continues to hold office until his term expires.

(3) The Minister may revoke any appointment made by him and make another appointment in its stead.

10. Representation on the local board from the districts referred to in section 8 shall be as follows:

1. District 1, six members.

2. District 2, one member.

11.—(1) The two members of the local board from District 1 elected in 1980 for a term of three years continue to hold office until the 30th day of June, 1983.

(2) On or before the 30th day of June, 1981, producers in District 1, at a meeting of the producers in that District, called by the local board for the purpose, shall elect, from among themselves, two members of the local board for a term of three years from the 30th day of June, 1981.

(3) On or before the 30th day of June, 1982, producers in District 1, at a meeting of the producers in that District, called by the local board for the purpose, shall elect, from among themselves, two members of the local board for a term of three years from the 30th day of June, 1982.

(4) On or before the 30th day of June, 1982, producers in District 2, at a meeting of the producers in that District, called by the local board for the purpose, shall elect, from among themselves, one member of the local



board for a term of three years from the 30th day of June, 1982.

(5) On or before the 30th day of June, 1983, and in every year thereafter, producers in each District, at a meeting of producers in that District, called by the local board for the purpose, shall elect, from among themselves, persons as members of the local board to replace those members whose terms of office expire on the 30th day of June in that year.

(6) At the first meeting of the local board in each year, the members of the local board shall elect, from among themselves, a member to be chairman of the local board and another member to be vice-chairman of the local board.

12.—(1) Subject to section 10, at the first meeting of the local board after the 30th day of June in every year, the members of the local board may appoint such pro-

ducer-members as are necessary to complete the local board.

(2) Where a member elected to the local board or appointed under this section dies or resigns before his term has expired, the members of the local board may, subject to section 10, appoint a producer-member for the unexpired portion of the term.

(3) Where the members of the local board fail to appoint a person for the unexpired portion of the term of a member under subsection (2) within fourteen days from the death or resignation of the member, the Board may appoint a person for the unexpired portion of the term.

(4) Each producer-member of the local board elected or appointed under this plan shall be a producer in the district for which he is elected or appointed. O. Reg. 534/79, Sched., *revised*.

## REGULATION 375

### under the Farm Products Marketing Act

#### RUTABAGAS—MARKETING

##### 1. In this Regulation,

- (a) "local board" means The Ontario Rutabaga Producers' Marketing Board;
- (b) "plan" means The Ontario Rutabaga Producers' Marketing Plan;
- (c) "producer" means a person engaged in the production of rutabagas;
- (d) "rutabagas" means rutabagas produced in Ontario. O. Reg. 536/79, s. 1.

2. This Regulation provides for the control and regulation in any or all respects of the marketing within Ontario of rutabagas, including the prohibition of such marketing in whole or in part. O. Reg. 536/79, s. 2.

3. The Board exempts from this Regulation rutabagas produced in the territorial districts of Algoma, Cochrane, Kenora, Manitoulin, Nipissing, Rainy River, Sudbury, Thunder Bay and Timiskaming.

O. Reg. 536/79, s. 3, *revised*.

##### 4. The Board delegates to the local board the power,

- (a) to require persons engaged in producing or marketing rutabagas to register their names, addresses and occupations with the local board;
- (b) to require persons engaged in producing or marketing rutabagas to furnish such information relating to the production or marketing of rutabagas, including the completing and filing of returns, as the local board determines;
- (c) to appoint persons to inspect the books, records, documents, lands and premises and any rutabagas of persons engaged in producing or marketing rutabagas;
- (d) to stimulate, increase and improve the marketing of rutabagas by such means as it considers necessary;
- (e) to co-operate with a marketing board, a local board, a marketing commission or a marketing agency of Canada or of any province in Canada for the purpose of marketing rutabagas;
- (f) to do such acts and make such orders and issue such directions as are necessary to enforce the due observance and carrying out of the provisions of the Act, the regulations and the plan. O. Reg. 536/79, s. 4.

##### 5. The Board delegates to the local board its powers to make regulations with respect to rutabagas,

- (a) providing for the licensing of any or all persons before commencing or continuing to engage in the producing or marketing of rutabagas;
- (b) prohibiting persons from engaging in the producing or marketing of rutabagas except under the authority of a licence;
- (c) providing for the refusal to grant a licence where the applicant is not qualified by experience, financial responsibility and equipment to engage in properly the business for which the application was made, or for any other reason that the local board considers proper;
- (d) providing for the suspension or revocation of, or the refusal to renew, a licence for failure to observe, perform or carry out the provisions of the Act, the regulations, the plan or any order or direction of the Board or local board;
- (e) providing for the fixing of licence fees, not exceeding 3 per cent of the amount paid to the producer, payable yearly, half-yearly, quarterly or monthly at different amounts or in instalments from any or all persons producing or marketing rutabagas and the collecting of the licence fees and the recovering of such licence fees by suit in a court of competent jurisdiction;
- (f) prescribing the form of licences;
- (g) subject to section 3, providing for the exemption from any or all of the regulations, orders or directions under any plan of any class, variety, grade or size of rutabagas, or any person or class of persons engaged in producing or marketing of rutabagas or any class, variety, grade or size of rutabagas;
- (h) requiring the furnishing of security or proof of financial responsibility by any person engaged in the marketing of rutabagas and providing for the administration and disposition of any moneys or securities so furnished;

- (i) providing for the control and regulation of the marketing of rutabagas, including the times and places at which rutabagas may be marketed;
- (j) providing for the control and regulation of agreements entered into by producers of rutabagas with persons engaged in marketing rutabagas and the prohibition of any provision or clause in such agreements;
- (k) requiring any person who produces rutabagas to offer to sell and to sell rutabagas to or through the local board;
- (l) prohibiting any person from packing or packaging any rutabagas that have not been sold by or through the local board; and
- (m) providing for the making of agreements relating to the marketing of rutabagas through the local board, and prescribing the forms and the terms and conditions of such agreements. O. Reg. 536/79, s. 5; O. Reg. 913/79, s. 1.

6.—(1) The Board authorizes the local board to use any class of licence fees, service charges and other moneys payable to it for the purposes of paying the expenses of the local board, carrying out and enforcing the Act and the regulations and carrying out the purposes of the plan.

(2) The Board authorizes the local board to establish a fund in connection with the plan for the payment of any moneys that may be required for the purposes mentioned in subsection (1). O. Reg. 536/79, s. 6.

7. The Board authorizes the local board to appoint agents, to prescribe their duties and terms and conditions of employment and to provide for their remuneration. O. Reg. 536/79, s. 7.

8.—(1) All rutabagas shall be marketed by or through the local board.

(2) No person shall market rutabagas except by or through the local board. O. Reg. 536/79, s. 8.

9. The Board vests in the local board the following powers:

1. To direct and control, by order or direction, either as principal or agent, the marketing of rutabagas, including the times and places at which rutabagas may be marketed.
2. To determine the quantity of each class, variety, grade and size of rutabagas that shall be marketed by each producer.
3. To prohibit the marketing of any class, variety, grade or size of rutabagas.
4. To determine from time to time the price or prices that shall be paid to producers or to the local board, as the case may be, for rutabagas or any class, variety, grade or size of rutabagas and to determine different prices for different parts of Ontario.
5. To fix and impose service charges from time to time for the marketing of rutabagas.
6. To require the price or prices payable or owing to the producer for rutabagas to be paid to or through the local board.
7. To collect from any person by suit in a court of competent jurisdiction the price or prices or any part thereof of rutabagas.
8. To pay from service charges imposed under paragraph 5 its expenses in carrying out the purposes of the plan.
9. To pay to the producers the price or prices for rutabagas less service charges imposed under paragraph 5 and to fix the times at which or within which such payments shall be made. O. Reg. 536/79, s. 9.

10. Each payment under paragraph 9 of section 9 shall be accompanied by a statement showing the variety, grades of each variety and quantity of each grade of rutabagas sold and the price or prices paid and the particulars of the service charges imposed by the local board. O. Reg. 536/79, s. 10.

## REGULATION 376

### under the Farm Products Marketing Act

#### SEED-CORN—PLAN

1. The plan in the Schedule is continued for the control and regulation of the marketing within Ontario of seed-corn. R.R.O. 1970, Reg. 332, s. 1.

2. The local board named in the Schedule is given the powers set out in subsection 15 (1), in paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 26 of subsection 15 (2) and in sections 50 and 110 of the *Co-operative Corporations Act*. O. Reg. 66/79, s. 11.

3. The members of the local board shall be deemed to be the shareholders and the directors thereof in the exercise of any of the powers mentioned in section 2. R.R.O. 1970, Reg. 332, s. 3.

#### Schedule

#### *Farm Products Marketing Act*

#### PLAN

1. This plan may be cited as "The Ontario Seed-Corn Growers' Marketing Plan".

2. In this plan,

- (a) "dealer" means a person who buys seed-corn from a producer for resale;
- (b) "producer" means a person engaged in the production of seed-corn;
- (c) "seed-corn" means the seed of hybrid corn, or open-pollinated corn, of every kind or variety produced in Ontario for seed pur-

poses, but does not include the seed of sweet corn and pop-corn.

3. This plan applies to the control and regulation in any or all respects of the marketing within Ontario of seed-corn.

4. There shall be a local board to be known as "The Ontario Seed-corn Growers' Marketing Board".

5. The local board shall be composed of seven members.

6. No grower is entitled to vote at any election of the local board unless he is registered with the local board for the current year.

7. Producers are divided into three districts as follows:

- 1. District 1, comprising the County of Essex.
- 2. District 2, comprising the County of Kent.
- 3. District 3, comprising that part of Ontario other than the counties of Essex and Kent.

8. The registered producers in each district shall on or before the 31st day of March in each year elect a member or members to the local board as follows:

- 1. District 1, one member.
- 2. District 2, five members.
- 3. District 3, one member. R.R.O. 1970, Reg. 332, Sched.





## REGULATION 377

under the Farm Products Marketing Act

### SEED-CORN—MARKETING

#### 1. In this Regulation,

- (a) "dealer" means a person who buys seed-corn from a producer for resale;
- (b) "local board" means The Ontario Seed-Corn Growers' Marketing Board;
- (c) "plan" means The Ontario Seed-Corn Growers' Marketing Plan;
- (d) "producer" means a person engaged in the production of seed-corn; and
- (e) "seed-corn" means the seed of hybrid corn or open-pollinated corn of every kind or variety produced in Ontario for seed purposes, but does not include the seed of sweet corn and pop-corn. R.R.O. 1970, Reg. 333, s. 1.

2. This Regulation applies to the control and regulation in any or all respects of the marketing within Ontario of seed-corn, including the prohibition of such marketing in whole or in part. R.R.O. 1970, Reg. 333, s. 2.

### LICENCES

3.—(1) No person shall commence or continue to engage in the production of seed-corn except under the authority of a licence as a grower of seed-corn in Form 1.

(2) Subject to section 8, every producer shall be deemed to be the holder of a licence in Form 1. R.R.O. 1970, Reg. 333, s. 3.

4.—(1) No producer shall sell seed-corn to any person other than a licensed dealer, without a licence as a grower to sell seed-corn to persons other than dealers in Form 3.

(2) An application for a licence in Form 3 shall be in Form 2.

(3) A licence in Form 3 shall be issued for the period from the 1st day of July to the 30th day of June of the following year. R.R.O. 1970, Reg. 333, s. 4.

5.—(1) No person shall commence or continue to engage in the dealing of seed-corn except under the

authority of a licence as a dealer in seed-corn in Form 5.

(2) No licence in Form 5 shall be issued except upon application therefor in Form 4.

(3) A licence expires with the 30th day of June next following the date on which it is issued. R.R.O. 1970, Reg. 333, s. 5.

6. A licence in Form 3 or 5 shall be issued without charge. R.R.O. 1970, Reg. 333, s. 6.

7.—(1) The Board may refuse to grant a licence where the applicant is not qualified by experience, financial responsibility and equipment to engage in properly the business for which the application was made, or for any other reason that the Board considers proper.

(2) The Board may suspend or revoke or refuse to renew a licence for failure to observe, perform or carry out the provisions of the Act, the regulations, the plan or any order or direction of the Board or the local board. R.R.O. 1970, Reg. 333, s. 7.

8.—(1) Every producer shall pay to the local board licence fees at the rate of 2 cents for each bushel or fraction thereof of seed-corn produced by him.

(2) Subsection (1) does not apply to seed-corn that is not suitable for seed purposes.

(3) Where seed-corn is delivered to a dealer by a producer, the dealer shall deduct the licence fees payable by the producer from the sum of money due to the producer.

(4) Every dealer shall forward to the local board the licence fees deducted in any month not later than the 15th day of the following month.

(5) Every producer licensed to sell seed-corn shall forward to the local board the licence fees payable by him under subsection (1) in any month not later than the 15th day of the following month. R.R.O. 1970, Reg. 333, s. 8.

### POWERS OF THE LOCAL BOARD

9.—(1) The Board authorizes the local board to use the licence fees, and other moneys payable to it, for the purpose of paying the expenses of the local

board, carrying out and enforcing the Act and the regulations and carrying out the purposes of the plan.

(2) The Board authorizes the local board to establish a fund in connection with the plan for the payment of any moneys that may be required for the purposes mentioned in subsection (1). R.R.O. 1970, Reg. 333, s. 9.

**10.** The Board delegates to the local board the power,

- (a) to require persons engaged in producing or marketing seed-corn to register their names, addresses and occupations with the local board;
- (b) to require persons engaged in producing or marketing seed-corn to furnish such information relating to the production or marketing of the seed-corn as the local board determines;
- (c) to appoint persons to inspect the books, records, lands and premises and any seed-corn of persons engaged in the marketing of seed-corn;
- (d) to stimulate, increase and improve the marketing of seed-corn by such means as it considers proper;
- (e) to co-operate with a marketing board, a local board or a marketing agency of any other province for the purpose of marketing seed-corn;
- (f) to do such acts and make such orders and issue such directions as are necessary to enforce the due observance and carrying out of the provisions of the Act, the regulations and the plan; and
- (g) to make regulations with respect to seed-corn providing for the regulating and the controlling of agreements entered into by producers of seed-corn with persons engaged in marketing or processing seed-corn, and the prohibition of any provision or clause in such agreements. R.R.O. 1970, Reg. 333, s. 10.

#### NEGOTIATING AGENCY

**11.—(1)** There shall be a negotiating agency to be known as "The Negotiating Committee for Seed-Corn" composed of eight persons, four of whom shall be appointed annually by the local board and four of whom shall be appointed annually by the dealers.

(2) The local board and the dealers shall appoint their respective members of the Negotiating Com-

mittee for Seed-Corn after the 1st day of January and before the 15th day of March and shall notify the Board in writing of their names and addresses not later than the 1st day of April in each year.

(3) Where the local board or the dealers fail to appoint the persons in accordance with subsection (2), the Board may appoint such representatives as are necessary to complete the negotiating agency.

(4) Subject to subsections (5) and (6), the members of the negotiating agency are and remain members until the 31st day of December of the year in which the members were appointed.

(5) Where a member of the negotiating agency dies or resigns or is unavailable to act before the expiration of his term of membership, the local board or the dealers, as the case may be, who appointed him shall appoint a person for the unexpired term of the member who died, resigned or was unavailable to act.

(6) Where the local board or the dealers, as the case may be, fail to make an appointment under subsection (5) within seven days after a vacancy occurs, the Board may appoint such persons as are necessary to complete the negotiating agency. R.R.O. 1970, Reg. 333, s. 11.

**12.** The Negotiating Committee for Seed-Corn is empowered to adopt or settle by agreement,

- (a) minimum prices for seed-corn or for any class, variety or grade of seed-corn;
- (b) terms, conditions and forms of agreements relating to the producing or marketing of seed-corn; and
- (c) any charges, costs or expenses relating to the production or marketing of seed-corn. R.R.O. 1970, Reg. 333, s. 12.

**13.** A meeting of the negotiating agency may be convened by a notice in writing given by the four members appointed by the local board, or by the dealers, to the other members of the negotiating agency at least seven days, but not more than ten days, before the date of the meeting and stating the time and place of the meeting. R.R.O. 1970, Reg. 333, s. 13.

#### ARBITRATION

**14.—(1)** Where a meeting of the negotiating agency is not held in accordance with the notice required by section 13, or where a meeting is held and the negotiating agency does not arrive at an agreement respecting all matters that it is empowered to adopt or settle by agreement, on or before the 28th day of February in any year, the matters in dispute may be referred by the Board to an Arbitration Board.

(2) Where the negotiating agency decides before the 28th day of February that an agreement on all matters that it is empowered to adopt or settle by agreement cannot be reached, it shall so notify the Board. O. Reg. 155/80, s. 1.

(3) Where the negotiating agency does not reach an agreement under subsection (1) or (2) it may submit in writing to the Board a statement or statements of the matters in dispute. R.R.O. 1970, Reg. 333, s. 14 (3).

15.—(1) The Arbitration Board shall be composed of three members.

(2) One member may be appointed by the four members appointed by the local board, and one other member may be appointed by the four members appointed by the dealers. R.R.O. 1970, Reg. 333, s. 15 (1, 2).

(3) Where two members are appointed to the Arbitration Board in accordance with subsection (2), the two members so appointed may appoint a third member to the Arbitration Board, but, where the two members fail to agree on the third member within seven days after the Board was notified under subsection 14 (2), or the 28th day of February, as the case may be, the Board shall appoint the third member.

(4) Where the four members of the negotiating agency appointed by the local board, or the four members of the negotiating agency appointed by the dealers, fail to appoint a member to the Arbitration Board in accordance with subsection (2) within seven days after the Board was notified under subsection 14 (2), or the 28th day of February, as the case may be, the Board shall appoint such members as are necessary to complete the Arbitration Board. O. Reg. 155/80, s. 2.

(5) The Board shall submit to the Arbitration Board any statement of the matters in dispute received from the negotiating agency under subsection 14 (3).

(6) The Arbitration Board shall meet forthwith after the appointment of the three members thereof and shall make an award in respect of the matters referred to it, or all matters that the negotiating agency is empowered to adopt or settle by agreement, as the case may be. R.R.O. 1970, Reg. 333, s. 15 (5, 6).

Form 1

*Farm Products Marketing Act*

LICENCE AS A GROWER OF SEED-CORN

Under the *Farm Products Marketing Act* and the regulations, and subject to the limitations thereof, this licence is issued

to .....  
(name)

of .....  
(address)

to grow seed-corn.

Issued at Toronto, this .... day of ....., 19....

THE FARM PRODUCTS MARKETING BOARD:

.....  
Chairman

.....  
Secretary

R.R.O. 1970, Reg. 333, Form 1.

Form 2

*Farm Products Marketing Act*

APPLICATION FOR A LICENCE AS A  
GROWER TO SELL SEED-CORN

To: The Farm Products Marketing Board:

.....  
(name of applicant)

.....  
(address)

makes application for a licence as a grower to sell seed-corn under the *Farm Products Marketing Act*.

Dated at ....., this .... day of ....., 19....

.....  
(signature of applicant)

R.R.O. 1970, Reg. 333, Form 2.

Form 3

*Farm Products Marketing Act*

LICENCE AS A GROWER  
TO SELL SEED-CORN

Under the *Farm Products Marketing Act* and the regulations, and subject to the limitations thereof, this licence is issued

to .....  
(name)

of .....  
(address)

as a grower to sell seed-corn to persons other than dealers.

This licence expires with the 30th day of June next following the date of issue.

Issued at Toronto, this . . . . day of . . . . ., 19....

THE FARM PRODUCTS MARKETING BOARD:

.....  
Chairman

.....  
Secretary

R.R.O. 1970, Reg. 333, Form 3.

Form 4

*Farm Products Marketing Act*

APPLICATION FOR LICENCE AS  
A DEALER IN SEED-CORN

To: The Farm Products Marketing Board:

.....  
(name of applicant)

.....  
(address)

makes application for a licence as a dealer in seed-corn under the *Farm Products Marketing Act*.

Dated at . . . . ., this . . . . day of . . . . ., 19....

.....  
(signature of applicant)

R.R.O. 1970, Reg. 333, Form 4.

Form 5

*Farm Products Marketing Act*

LICENCE AS A DEALER IN SEED-CORN

Under the *Farm Products Marketing Act* and the regulations, and subject to the limitations thereof, this licence is issued

to .....  
(name)

of .....  
(address)

as a dealer in seed-corn.

This licence expires with the 30th day of June next following the date of issue.

Issued at Toronto, this . . . . day of . . . . ., 19....

THE FARM PRODUCTS MARKETING BOARD:

.....  
Chairman

.....  
Secretary

R.R.O. 1970, Reg. 333, Form 5.



## REGULATION 378

### under the Farm Products Marketing Act

#### SOYA-BEANS—PLAN

1. The plan in the Schedule is continued for the control and regulation of the marketing of soya-beans within Ontario. R.R.O. 1970, Reg. 334, s. 1, *revised*.

2. The local board named in the Schedule is given the powers set out in subsection 15 (1), in paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 26 of subsection 15 (2) and in sections 50 and 110 of the *Co-operative Corporations Act*.

O. Reg. 66/79, s. 12.

3. The members of the local board shall be deemed to be the shareholders and directors thereof in the exercise of any of the powers mentioned in section 2. R.R.O. 1970, Reg. 334, s. 3.

#### Schedule

##### *Farm Products Marketing Act*

#### PLAN

1. This plan may be cited as "The Ontario Soya-Bean Growers' Marketing Plan".

2. In this plan,

(a) "producer" means a person engaged in the production of soya-beans in Ontario;

(b) "soya-beans" means soya-beans produced in Ontario.

3. This plan applies to the control and regulation in any or all respects of the marketing within Ontario of soya-beans, including the prohibition of such marketing in whole or in part.

4. There shall be a local board to be known as "The Ontario Soya-Bean Growers' Marketing Board".

5. The local board shall be composed of fifteen producer-members.

6.—(1) Producers who produce soya-beans are divided into six districts as follows:

1. District 1, comprising the County of Elgin.
2. District 2, comprising the County of Essex except Pelee Island.
3. District 3, comprising Pelee Island in the County of Essex.
4. District 4, comprising the County of Kent.
5. District 5, comprising the County of Lambton.

6. District 6, comprising the County of Middlesex.

(2) A person who produces soya-beans in any county or territorial district not included in a district may become a member of the district group of producers nearest to his place of residence.

7. Producers who produce soya-beans in each of the districts named in section 6 form a district group.

8. There shall be a committee in each district known as "The District Soya-Bean Growers' Committee".

9. On or before the 15th day of January in each year, each district group shall elect seven representatives to The District Soya-Bean Growers' Committee for the first 1400 producers or part thereof in the district and an additional representative for each 200 producers or part thereof in excess of 1400 producers in the district.

10. On or before the 31st day of January in each year, each District Soya-Bean Growers' Committee shall elect the member or members to the local board as follows:

1. District 1, two members.
2. District 2, three members.
3. District 3, two members.
4. District 4, four members.
5. District 5, two members.
6. District 6, two members.

11. No person is eligible for election to the local board from any district unless he resides within the district.

12.—(1) At its first meeting after the 31st day of January, the members elected to the local board shall appoint such producer-members as are necessary to complete the local board.

(2) When a member elected or appointed to the local board dies or resigns before the 31st day of January of the year next following the date of his election or appointment, the members of the local board may appoint a producer-member for the unexpired term.

(3) Each producer-member appointed a member to the local board under subsection (1) or (2) shall be a producer residing in the district for which he is appointed. R.R.O. 1970, Reg. 334, Sched.





## REGULATION 379

### under the Farm Products Marketing Act

#### SOYA-BEANS — MARKETING

##### 1. In this Regulation,

- (a) "broker" means a person who purchases soya-beans for resale or processing but does not receive any soya-beans;
- (b) "dealer" means a person,
  - (i) who purchases soya-beans and also purchases and receives soya-beans, or
  - (ii) who only purchases and receives soya-beans,
 for resale or processing;
- (c) "local board" means The Ontario Soya-Bean Growers' Marketing Board;
- (d) "plan" means The Ontario Soya-Bean Growers' Marketing Plan;
- (e) "processing" means cleaning, drying, processing with or without other ingredients or processing or manufacturing of products in whole or in part from soya-beans;
- (f) "processor" means a person engaged in processing soya-beans;
- (g) "producer" means a person engaged in the production of soya-beans in Ontario;
- (h) "soya-beans" means soya-beans produced in Ontario. O. Reg. 915/78, s. 1.

2. This Regulation provides for the control and regulation in any or all respects of the marketing within Ontario of soya-beans, including the prohibition of such marketing in whole or in part. O. Reg. 915/78, s. 2.

3.—(1) No person shall commence or continue to engage in the business of a broker of soya-beans except under the authority of a licence as a broker of soya-beans in Form 1.

(2) No licence in Form 1 shall be issued except upon application therefor in Form 2. O. Reg. 915/78, s. 3.

4.—(1) No person shall commence or continue to engage in the business of a dealer in soya-beans except under the authority of a licence as a dealer in soya-beans in Form 3.

(2) No licence in Form 3 shall be issued except upon application therefor in Form 4. O. Reg. 915/78, s. 4.

5.—(1) No person shall commence or continue to engage in the business of a processor of soya-beans except under the authority of a licence as a processor of soya-beans in Form 5.

(2) No licence in Form 5 shall be issued except upon application therefor in Form 6. O. Reg. 915/78, s. 5.

6.—(1) A licence in Form 1, Form 3 or Form 5 expires with the 31st day of August in the year next following the year in which the licence is issued.

(2) A licence shall be issued without charge. O. Reg. 915/78, s. 6.

7.—(1) The Board may refuse to grant a licence where the applicant is not qualified by experience, financial responsibility and equipment to engage in properly the business for which the application was made, or for any other reason that the Board considers proper.

(2) The Board may suspend or revoke or refuse to renew a licence for failure to observe, perform or carry out the provisions of the Act, the regulations, the plan or any order or direction of the Board or the local board. O. Reg. 915/78, s. 7.

8. The Board delegates to the local board the power,

- (a) to require persons engaged in producing or marketing soya-beans to register their names, addresses and occupations with the local board;
- (b) to require persons engaged in producing or marketing soya-beans to furnish such information relating to the production or marketing of soya-beans, including the completing and filing of returns, as the local board determines;
- (c) to appoint persons to inspect the books, records, documents, lands and premises and any soya-beans of persons engaged in producing or marketing soya-beans;
- (d) to stimulate, increase and improve the marketing of soya-beans by such means as it considers proper;
- (e) to co-operate with a marketing board, a local board, marketing commission or

marketing agency of Canada or any province in Canada for the purpose of marketing soya-beans; and

- (f) to do such acts, make such orders and issue such directions as are necessary to enforce the due observance and carrying out of the provisions of the Act, the regulations and the plan. O. Reg. 915/78, s. 8.

9. The Board delegates to the local board its powers to make regulations with respect to soya-beans,

- (a) providing for the licensing of any or all persons before commencing or continuing to engage in the producing of soya-beans;
- (b) prohibiting persons from engaging in the producing of soya-beans except under the authority of a licence issued by the local board;
- (c) providing for the refusal to grant a licence for the producing of soya-beans where the applicant is not qualified by experience, financial responsibility and equipment to engage in properly the producing of soya-beans or for any other reason that the local board considers proper;
- (d) providing for the suspension or revocation of, or refusal to renew, a licence for the producing of soya-beans for failure to observe, perform or carry out the provisions of the Act, the regulations, the plan or any order or direction of the local board;
- (e) subject to section 10, providing for the fixing of licence fees payable yearly, half-yearly, quarterly or monthly at different amounts or in instalments from any or all persons producing soya-beans and the collecting of the licence fees by suit in a court of competent jurisdiction;
- (f) requiring any person who receives soya-beans to deduct from the moneys payable for the soya-beans any licence fees payable to the local board by the person from whom he receives the soya-beans and to forward such licence fees to the local board;
- (g) requiring any person who produces and processes soya-beans to furnish to the local board statements of the amounts of soya-beans that he produced in any year and used for processing;
- (h) prescribing the form of licence to producers;
- (i) providing for the exemption from any or all of the regulations, orders or directions

under the plan of any class, variety or grade of soya-beans, or any person or class of persons engaged in the producing or marketing of soya-beans, or any class, variety or grade of soya-beans;

- (j) providing for the control and regulation of the marketing of soya-beans, including the times and places at which soya-beans may be marketed;
- (k) providing for the control and regulation of agreements entered into by producers of soya-beans with persons engaged in marketing or processing soya-beans and the prohibition of any provision or clause in such agreements;
- (l) providing for the making of agreements relating to the marketing of soya-beans by or through the local board and prescribing the forms and the terms and conditions of such agreements. O. Reg. 915/78, s. 9.

10. The local board shall not fix any licence fee under clause 9 (e) in excess of a rate of 90 cents for each tonne or fraction thereof of soya-beans marketed. O. Reg. 765/80, s. 1.

11.—(1) The Board authorizes the local board to use any class of licence fees and other moneys payable to it for the purpose of paying the expenses of the local board, carrying out and enforcing the Act and the regulations and carrying out the purposes of the plan.

(2) The Board authorizes the local board to establish a fund in connection with the plan for the payment of any moneys that may be required for the purposes mentioned in subsection (1). O. Reg. 915/78, s. 11.

12.—(1) The Board authorizes the local board to appoint agents, to prescribe their duties and terms and conditions of employment and to provide for their remuneration.

(2) The Board vests in the local board the power to purchase or otherwise acquire such quantity or quantities of soya-beans as the local board considers advisable and to sell or otherwise dispose of any of the soya-beans so purchased or acquired. O. Reg. 915/78, s. 12.

13.—(1) There shall be a negotiating agency to be known as "The Negotiating Agency for Soya-Beans" composed of twelve persons appointed annually after the 1st day of February and before the 1st day of March, upon the request in writing of the Board, of whom six shall be appointed by the local board, three shall be appointed by the processors and three shall be appointed by the Soya-Bean Committee of The Ontario Grain and Feed Dealers' Association.

(2) Where the local board or the processors or the Soya-Bean Committee of The Ontario Grain and Feed Dealers' Association fails to appoint persons in accordance with subsection (1) within seven days of receipt of the request in writing of the Board, the Board may appoint such representatives as are necessary to complete the negotiating agency.

(3) Subject to subsections (4) and (5), the members of the negotiating agency are and remain members until the 31st day of December in the year in which the members were appointed.

(4) Where a member of the negotiating agency dies or resigns or is unavailable to act before the expiration of his term of membership, the local board or the processors or the Soya-Bean Committee of The Ontario Grain and Feed Dealers' Association, as the case may be, who appointed him shall appoint a person for the unexpired term of the member who died, resigned or was unavailable to act.

(5) Where the local board, the processors or the Soya-Bean Committee of The Ontario Grain and Feed Dealers' Association, as the case may be, fail to make an appointment under subsection (4) within seven days after a vacancy occurs, the Board may appoint such persons as are necessary to complete the negotiating agency. O. Reg. 915/78, s. 13.

**14.** The Negotiating Committee for Soya-Beans has the power to adopt or settle by agreement,

- (a) minimum prices for soya-beans or for any class, variety, grade or size of soya-beans;
- (b) terms, conditions and forms of agreement relating to the purchasing or marketing of soya-beans; and
- (c) any charges, costs or expenses relating to the production or marketing of soya-beans. O. Reg. 915/78, s. 14.

**15.** A meeting of the negotiating agency may be convened by a notice in writing given by the six members appointed by the local board or by the three members appointed by the processors or by the three members appointed by the Soya-Bean Committee of The Ontario Grain and Feed Dealers' Association to the other members of the negotiating agency at least seven days but not more than ten days before the date of the meeting stating the time and place of the meeting. O. Reg. 915/78, s. 15.

**16.—(1)** Where a meeting of the negotiating agency is not held in accordance with the notice in section 15, or where a meeting is held and the negotiating agency does not arrive at an agreement respecting all matters that it is empowered to adopt or settle by agreement, on or before the 30th day of April in any year, the matters in dispute may be referred by the Board to an Arbitration Board.

(2) Where the negotiating agency decides before the 30th day of April that an agreement on all matters that it is empowered to adopt or settle by agreement cannot be reached, it shall so notify the Board.

(3) Where the negotiating agency does not arrive at an agreement under subsection (1) or (2), it may submit in writing to the Board a statement or statements of the matters in dispute. O. Reg. 915/78, s. 16.

**17.—(1)** The Arbitration Board shall be composed of five members.

(2) Two members of the Arbitration Board may be appointed by the six members of the negotiating agency appointed by the local board, one member may be appointed by the three members of the negotiating agency appointed by the processors and one member may be appointed by the three members of the negotiating agency appointed by the Soya-Bean Committee of The Ontario Grain and Feed Dealers' Association.

(3) Where four members are appointed to the Arbitration Board in accordance with subsection (2), the four members so appointed may appoint a fifth member to the Arbitration Board, but, where the four members fail to agree on the fifth member within seven days after the Board was notified under subsection 16 (2), or the 30th day of April, as the case may be, the Board shall appoint the fifth member.

(4) Where the members of the negotiating agency fail to appoint any of the four members of the Arbitration Board in accordance with subsection (2) within seven days after the Board was notified under subsection 16 (2) or the 30th day of April, as the case may be, the Board shall appoint such members as are necessary to complete the Arbitration Board.

(5) The Board shall submit to the Arbitration Board any statement or statements of the matters in dispute received from the negotiating agency under subsection 16 (3).

(6) The Arbitration Board shall meet forthwith after the appointment of the five members thereof and shall make an award in respect of the matters referred to it, or all matters that the negotiating agency is empowered to adopt or settle by agreement, as the case may be. O. Reg. 915/78, s. 17.

**18.** There shall be an advisory committee to be known as The Soya-Bean Industry Advisory Committee composed of a chairman and nine members. O. Reg. 915/78, s. 18.

**19.** After the 31st day of January, and on or before the 15th day of February, in each year,

- (a) the Board shall appoint the chairman;
- (b) the local board shall appoint four members;



- (c) the Soya-Bean Committee of The Ontario Grain and Feed Dealers' Association shall appoint three members;
- (d) the processors shall appoint one member; and
- (e) the brokers shall appoint one member,

to The Soya-Bean Industry Advisory Committee.  
O. Reg. 915/78, s. 19.

20. Subject to section 21, the members of the advisory committee appointed under section 19 are and remain members thereof until the 15th day of February in the year next following the year in which they were appointed. O. Reg. 915/78, s. 20.

21. Where a member of The Soya-Bean Industry Advisory Committee dies or resigns or is unavailable to act before the expiration of his term, the person or persons who appointed him shall appoint a person for the unexpired term of the member who died, resigned or was unavailable to act. O. Reg. 915/78, s. 21.

22. Where any of the persons referred to in section 19 fail to appoint a member to The Soya-Bean Industry Advisory Committee in accordance with section 19 or 21, the Board may appoint such members as are necessary to complete the said committee. O. Reg. 915/78, s. 22.

23. The Soya-Bean Industry Advisory Committee is empowered to advise and make recommendations to the local board, the Soya-Bean Committee of The Ontario Grain and Feed Dealers' Association, the processors or the brokers in respect of any of the following matters:

1. The promotion of harmonious relationships between persons engaged in the production and marketing of soya-beans.
2. The promotion of greater efficiency in the production and marketing of soya-beans.
3. The prevention and correction of irregularities and inequities in the marketing of soya-beans.
4. The improvement of the quality and variety of soya-beans.
5. The improvement of the circulation of market information respecting soya-beans.
6. Without limiting the generality of any of the foregoing, any matter with respect to which the Board or the local board may be empowered to make regulations under the Act. O. Reg. 915/78, s. 23.

Form 1

*Farm Products Marketing Act*

LICENCE AS A BROKER OF SOYA-BEANS

Under the *Farm Products Marketing Act* and the regulations, and subject to the limitations thereof, this licence is issued

to .....  
(name)

of .....  
(address)

This licence expires with the 31st day of August,

19....

Issued at Toronto, this ..... day of.....,

19....

THE FARM PRODUCTS MARKETING BOARD:

.....  
Chairman

.....  
Secretary

O. Reg. 915/78, Form 1.

Form 2

*Farm Products Marketing Act*

APPLICATION FOR LICENCE AS A  
BROKER OF SOYA-BEANS

To: The Farm Products Marketing Board:

.....  
(name of applicant)

.....  
(address)

makes application for a licence as a broker of soya-beans under the *Farm Products Marketing Act*.

Dated at ..... this ..... day of  
....., 19....

.....  
(signature of applicant)

O. Reg. 915/78, Form 2.



Form 3

Farm Products Marketing Act

LICENCE AS A DEALER IN SOYA-BEANS

Under the *Farm Products Marketing Act* and the regulations, and subject to the limitations thereof, this licence is issued

to .....  
(name)  
of .....  
(address)

This licence expires with the 31st day of August, 19....

Issued at Toronto, this ..... day of ....., 19....

THE FARM PRODUCTS MARKETING BOARD:

.....  
Chairman  
.....  
Secretary

O. Reg. 915/78, Form 3.

Form 4

Farm Products Marketing Act

APPLICATION FOR LICENCE AS A DEALER IN SOYA-BEANS

To: The Farm Products Marketing Board:

I/We hereby make application for a licence as a dealer in soya-beans under the *Farm Products Marketing Act*

.....  
(name of applicant)  
.....  
(address of head office)  
.....  
(head office manager)  
.....  
(address of branch)  
.....  
(branch office manager)  
.....  
(name of bank)

.....  
(address of bank)

.....  
(amount of insurance inventory)

Facilities Provided by Applicant

	Type	Capacity
Elevator (silo or other)	.....	.....
Cleaner	.....	.....
Scales (Platform, Hopper or Automatic)	.....	.....
Dryer	..... Truck	..... Rail
Loading Facilities	..... Yes or No	..... Make
Moisture Testing Equipment	..... Wt. per Bus.	..... Grading Screens
Grading Equipment	.....	.....
Dated at .....	this ..... day of .....	19....

.....  
(signature of applicant)

O. Reg. 915/78, Form 4.

Form 5

Farm Products Marketing Act

LICENCE AS A PROCESSOR OF SOYA-BEANS

Under the *Farm Products Marketing Act* and the regulations, and subject to the limitations thereof, this licence is issued

to .....  
(name)  
of .....  
(address)

This licence expires with the 31st day of August, 19....

Issued at Toronto, this ..... day of ....., 19....

THE FARM PRODUCTS MARKETING BOARD:

.....  
Chairman  
.....  
Secretary

O. Reg. 915/78, Form 5.

Form 6

*Farm Products Marketing Act*

APPLICATION FOR A LICENCE AS A  
PROCESSOR OF SOYA-BEANS

To: The Farm Products Marketing Board:

.....  
(name of applicant)

.....  
(address)

makes application for a licence as a processor of  
soya-beans under the *Farm Products Marketing  
Act*.

Dated at ..... this ..... day of

..... 19....

.....  
(signature of applicant)

O. Reg. 915/78, Form 6.

## REGULATION 380

under the Farm Products Marketing Act

### TENDER FRUIT—PLAN

1. The plan in the Schedule is continued for the regulation and control of the marketing within Ontario of tender fruit. O. Reg. 134/79, s. 1, *revised*.

2. The local board named in the Schedule is given the powers set out in subsection 15 (1), in paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 26 of subsection 15 (2) and in sections 50 and 110 of the *Co-operative Corporations Act*. O. Reg. 134/79, s. 2.

3. The members of the local board named in the Schedule shall be deemed to be the shareholders and directors of the local board in the exercise of the powers vested in the local board under section 2. O. Reg. 134/79, s. 3.

### Schedule

#### *Farm Products Marketing Act*

### PLAN

1. This plan may be cited as "The Ontario Tender Fruit Producers' Marketing Plan".

2. In this plan,

(a) "processing" means the manufacture of fruit products or juice, beverage spirits or wine from tender fruit and includes canning, bottling, distilling, fermenting, dehydrating, drying, freezing, or processing with sugar or sulphur dioxide or any other chemical;

(b) "processor" means a person engaged in the business of processing tender fruit;

(c) "producer" means a person engaged in the production of tender fruit;

(d) "tender fruit" means peaches, pears, plums, sour cherries and sweet cherries produced in Ontario.

3. This plan provides for the control and regulation in any or all respects of the marketing within Ontario of tender fruit, including the prohibition of such marketing in whole or in part.

4. There shall be a local board to be known as "The Ontario Tender Fruit Producers' Marketing Board".

5. The local board shall be composed of eleven producer-members elected or appointed in accordance with sections 11 and 12.

6. Members of the local board shall be elected or appointed in accordance with the provisions of this plan and shall hold office until their successors are elected or appointed.

7. Producers are divided into four districts and the districts shall be comprised as follows:

1. District 1, comprising the Judicial District of Niagara North and the regional municipalities of Halton, Hamilton-Wentworth and Peel.

2. District 2, comprising the Judicial District of Niagara South.

3. District 3, comprising the counties of Essex, Kent and Lambton.

4. District 4, comprising The Regional Municipality of Haldimand-Norfolk and the counties of Brant and Elgin.

8.—(1) Producers in the Judicial District of Niagara South and in each of the regional municipalities and counties named in Districts 3 or 4 form a district or county group, as the case may be, but the producers in a regional municipality or county mentioned in Districts 3 and 4 may by order of the local board be joined with the producers of any other county in the same district to form a county group.

(2) A producer in an area of Ontario not included in a district mentioned in section 7 may become a member of the district or county group of producers nearest to his place of production.

9. There shall be a committee in each district to be known as the "District Tender Fruit Producers' Committee".

10.—(1) On or before the 31st day of March in each year the district group in the Judicial District of Niagara South and in each district or county group mentioned in Districts 3 and 4 shall elect a representative or representatives to the District Tender Fruit Producers' Committee on the basis of one representative for each thirty producers or fraction thereof.

(2) On or before the 31st day of March in each year the producers in the Town of Grimsby, the Township of West Lincoln, the Town of Lincoln, the City of St. Catharines, the Town of Niagara-on-the-Lake and the regional municipalities of Halton, Hamilton-Wentworth and Peel shall elect a representative or representatives to the District Tender Fruit Producers'

Committee on the basis of one representative for each thirty producers or fraction thereof.

11.—(1) On or before the 15th day of April in each year each District Tender Fruit Producers' Committee may elect, from the producers in the district, members to the local board as follows:

1. District 1, six members.
2. District 2, one member.
3. District 3, three members.
4. District 4, one member.

(2) No person is eligible for election from any district unless he is a producer in the district.

12.—(1) At its first meeting after the 15th day of April the members elected to the local board shall appoint such producer-members as are necessary to complete the local board.

(2) Where a member elected or appointed to the local board dies or resigns, the members of the local board may appoint a producer-member for the unexpired term.

(3) Any person appointed a member to the local board under subsection (1) or (2) shall be a member of a district or county group for the district for which he is appointed. O. Reg. 134/79, Sched.

## REGULATION 381

### under the Farm Products Marketing Act

#### TENDER FRUIT—MARKETING

##### 1. In this Regulation,

- (a) "local board" means The Ontario Tender Fruit Producers' Marketing Board;
- (b) "plan" means The Ontario Tender Fruit Producers' Marketing Plan;
- (c) "processing" means the manufacture of tender fruit products or juice, beverage spirits or wine from tender fruit and includes canning, bottling, distilling, fermenting, dehydrating, drying, freezing or processing with sugar or sulphur dioxide or any other chemical;
- (d) "processor" means a person engaged in the business of processing tender fruit;
- (e) "producer" means a person engaged in the production of tender fruit;
- (f) "tender fruit" means peaches, pears, plums, sour cherries and sweet cherries produced in Ontario. O. Reg. 135/79, s. 1.

2. This Regulation provides for the control and regulation in any or all respects of the marketing within Ontario of tender fruit, including the prohibition of such marketing in whole or in part. O. Reg. 135/79, s. 2.

3.—(1) Persons engaged in the production of tender fruit that is sold by a producer to a consumer are, in respect of the tender fruit that is sold to the consumer, exempt from this Regulation other than clauses 6 (a), (b) and (c).

(2) Sweet cherries that are sold for any purpose other than processing by a processor are exempt from this Regulation. O. Reg. 135/79, s. 3.

4.—(1) No person shall commence or continue to engage in the processing of tender fruit except under the authority of a licence as a processor of tender fruit in Form 1.

(2) No licence in Form 1 shall be issued except upon application therefor in Form 2.

(3) A licence in Form 1 expires with the 31st day of January next following the date on which the licence is issued.

(4) A licence in Form 1 may be issued without charge. O. Reg. 135/79, s. 4.

5.—(1) The Board may refuse to grant a licence as a processor where the applicant is not qualified by experience, financial responsibility and equipment to engage in properly the business of a processor, or for any other reason that the Board considers proper.

(2) The Board may suspend or revoke or refuse to renew a licence as a processor for failure to observe, perform or carry out the provisions of the Act, the regulations, the plan or any order or direction of the Board or the local board. O. Reg. 135/79, s. 5.

##### 6. The Board delegates to the local board the power,

- (a) to require persons engaged in producing or marketing tender fruit to register their names, addresses and occupations with the local board;
- (b) to require persons engaged in producing or marketing tender fruit to furnish such information relating to the production or marketing of tender fruit, including the completing and filing of returns, as the local board determines;
- (c) to appoint persons to inspect the books, records, documents, lands and premises and any regulated product of persons engaged in producing or marketing tender fruit;
- (d) to stimulate, increase and improve the marketing of tender fruit by such means as it considers proper;
- (e) to co-operate with a marketing board, local board, marketing commission or marketing agency of Canada or of any province in Canada for the purpose of marketing tender fruit; and
- (f) to do such acts and make such orders and issue such directions as are necessary to enforce the due observance and the carrying out of the provisions of the Act, the regulations and the plan. O. Reg. 135/79, s. 6.

##### 7. The Board delegates to the local board its powers to make regulations with respect to tender fruit,

- (a) providing for the licensing of any or all persons before commencing or continuing to engage in the producing or marketing of tender fruit;
- (b) prohibiting persons from engaging in the producing or marketing of tender fruit except under the authority of a licence issued by the local board;



- (c) providing for the refusal to grant a licence where the applicant is not qualified by experience, financial responsibility and equipment to engage in properly the business for which the application was made, or for any other reason that the local board considers proper;
  - (d) providing for the suspension or revocation of, or the refusal to renew, a licence for failure to observe, perform or carry out the provisions of the Act, the regulations, the plan or any order or direction of the local board;
  - (e) providing for the fixing of licence fees payable yearly, half-yearly, quarterly or monthly at different amounts or in instalments from any or all persons producing or marketing tender fruit and the collecting of the licence fees by suit in a court of competent jurisdiction;
  - (f) requiring any person who receives tender fruit to deduct from the moneys payable for the tender fruit any licence fees payable to the local board by the person from whom he receives the tender fruit, and to forward such licence fees to the local board;
  - (g) requiring any person who produces and processes tender fruit to furnish to the local board statements of the amounts of tender fruit that he produced in any year and used for processing;
  - (h) prescribing the form of licences;
  - (i) subject to section 3, providing for the exemption from any or all of the regulations, orders or directions under the plan of any class, variety, grade or size of tender fruit, or any person or class of persons engaged in the producing or marketing of tender fruit or any class, variety, grade or size of tender fruit;
  - (j) requiring the furnishing of security or proof of financial responsibility by any person engaged in the marketing of tender fruit and providing for the administration and disposition of any moneys or securities so furnished;
  - (k) providing for the control and regulation of the marketing of tender fruit, including the times and places at which tender fruit may be marketed;
  - (l) providing for the control and regulation of agreements entered into by producers of tender fruit with persons engaged in marketing or processing tender fruit, and the prohibition of any provision or clause in such agreements;
  - (m) requiring any person who produces tender fruit to offer to sell and to sell the tender fruit to or through the local board;
  - (n) prohibiting any person from processing, packing or packaging any tender fruit that has not been sold by or through the local board; and
  - (o) providing for the making of agreements relating to the marketing of tender fruit through the local board, and prescribing the forms and the terms and conditions of such agreements. O. Reg. 135/79, s. 7.
- 8.—(1) The Board authorizes the local board to use any class of licence fees, service charges and other moneys payable to it, for the purposes of paying the expenses of the local board, carrying out and enforcing the Act and the regulations and carrying out the purposes of the plan.
- (2) The Board authorizes the local board to establish a fund in connection with the plan for the payment of any moneys that may be required for the purposes mentioned in subsection (1). O. Reg. 135/79, s. 8.
9. The Board authorizes the local board to appoint agents, to prescribe their duties and terms and conditions of employment and to provide for their remuneration. O. Reg. 135/79, s. 9.
10. The Board vests in the local board the following powers:
1. To direct and control, by order or direction, either as principal or agent, the marketing of tender fruit including the times and places at which tender fruit may be marketed.
  2. To determine the quantity of each class, variety, grade and size of tender fruit that shall be marketed by each producer.
  3. To prohibit the marketing of any class, variety, grade or size of tender fruit.
  4. To determine from time to time the price or prices that shall be paid to producers or to the local board, as the case may be, for tender fruit or any class, variety, grade or size of tender fruit and to determine different prices for different parts of Ontario.
  5. To fix and impose service charges from time to time for the marketing of tender fruit.
  6. To require the price or prices payable or owing to the producer for tender fruit to be paid to or through the local board.
  7. To collect from any person by suit in a court of competent jurisdiction the price or prices or any part thereof of tender fruit.
  8. To purchase or otherwise acquire such quantity or quantities of tender fruit as the local board considers advisable and to sell or

otherwise dispose of any tender fruit so purchased or acquired.

9. To pay from service charges imposed under paragraph 5 its expenses in carrying out the purposes of the plan.

10. To pay to the producers the price or prices for tender fruit, less service charges imposed under paragraph 5 and to fix the times at which or within which such payments shall be made. O. Reg. 135/79, s. 10.

11. Each payment under paragraph 10 of section 10 shall be accompanied by a statement showing the kinds and the grades and quantity of each grade of tender fruit sold, the price or prices paid and the particulars of the service charges imposed by the local board. O. Reg. 135/79, s. 11.

12. The Board authorizes the local board to conduct a pool or pools for the distribution of all moneys received from the sale of tender fruit and after deducting all necessary and proper disbursements and expenses, to distribute the remainder of the moneys received from the sale in such manner that every producer receives a share of the remainder of the moneys received from the sale in relation to the amount, class, variety, grade or size of tender fruit delivered by him and authorizes such local board to make an initial payment on delivery of the tender fruit and subsequent payments until all of the remainder of the moneys received from the sale is distributed to the producers. O. Reg. 135/79, s. 12.

13.—(1) There shall be two advisory committees to be known as "The Processing Advisory Committee" and "The Fresh Market Advisory Committee", each composed of a chairman and six members.

(2) After the 1st day of April and before the 30th day of April in each year,

- (a) the Board shall appoint the chairman of each committee;
- (b) the local board shall appoint three members to each committee;
- (c) The Ontario Food Processors' Association shall appoint three members to the Processing Advisory Committee; and
- (d) the Canadian Fruit Wholesalers' Association shall appoint three members to the Fresh Market Advisory Committee.

(3) Subject to subsections (4) and (5), the members of the advisory committees appointed under subsection (2) are and remain members thereof until the 30th day of April in the year following the year in which they are appointed.

(4) Where a member of an advisory committee dies or resigns or is unavailable to act before the expiration

of his term, the person or persons who appointed him shall appoint a person for the unexpired term of the member who died or resigned or was unavailable to act.

(5) Where the Ontario Food Processors' Association or the Canadian Fruit Wholesalers' Association or the local board, as the case may be, fails to appoint a member or members to an advisory committee in accordance with subsection (2) or (4), the Board may appoint such members as are necessary to complete the advisory committee.

(6) The Processing Advisory Committee is empowered, respecting tender fruit that is sold for processing, to advise and make recommendations to the local board or to the Ontario Food Processors' Association in respect of,

- (a) the promotion of harmonious relationships between persons engaged in the production and marketing of tender fruit;
- (b) the promotion of greater efficiency in the production and marketing of tender fruit;
- (c) the prevention and correction of irregularities and inequities in the marketing of tender fruit;
- (d) the improvement of the quality and variety of tender fruit;
- (e) the improvement of the circulation of market information respecting tender fruit; and
- (f) without limiting the generality of the foregoing, any matter in respect of which the Board or the local board may be empowered to make regulations under the Act.

(7) The Fresh Market Advisory Committee is empowered, respecting tender fruit that is sold for a purpose other than processing, to advise and make recommendations to the local board or to the Canadian Fruit Wholesalers' Association in respect of,

- (a) the promotion of harmonious relationships between persons engaged in the marketing of tender fruit;
- (b) the promotion of greater efficiency in the production and marketing of tender fruit;
- (c) the prevention and correction of irregularities and inequities in the marketing of tender fruit;
- (d) the improvement of the quality and variety of tender fruit;
- (e) the improvement of the circulation of market information respecting tender fruit; and
- (f) without limiting the generality of any of the foregoing, any matter in respect of which the Board

or the local board may be empowered to make regulations under the Act. O. Reg. 135/79, s. 13.

Form 1

*Farm Products Marketing Act*

LICENCE AS A PROCESSOR OF  
TENDER FRUIT

Under the *Farm Products Marketing Act* and the regulations, and subject to the limitations thereof, this licence is issued

to .....  
(name)

of .....  
(address)

to engage in the processing of tender fruit.

This licence expires with the 31st day of January next following the date of issue.

Dated at Toronto, this ... day of ....., 19..

THE FARM PRODUCTS MARKETING BOARD:

.....  
Chairman

.....  
Secretary

O. Reg. 135/79, Form 1.

Form 2

*Farm Products Marketing Act*

APPLICATION FOR LICENCE AS A  
PROCESSOR OF TENDER FRUIT

To: The Farm Products Marketing Board:

.....  
(name of applicant)

.....  
(address)

makes application for a licence as a processor of tender fruit under the *Farm Products Marketing Act*.

Dated at ....., this .... day of ....., 19...

.....  
(signature of applicant)

.....  
(where applicant is a corporation  
or partnership, signature of per-  
son authorized to sign)

.....  
(office)

O. Reg. 135/79, Form 2.

## REGULATION 382

under the Farm Products Marketing Act

### TOBACCO—PLAN

1. The plan in the Schedule is continued for the control and regulation of the marketing within Ontario of tobacco. R.R.O. 1970, Reg. 340, s. 1, *revised*.

2. The local board named in the Schedule is given the powers set out in subsection 15 (1), in paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 26 of subsection 15 (2) and in sections 50 and 110 of the *Co-operative Corporations Act*. O. Reg. 66/79, s. 14.

3. The members of the local board named in the Schedule shall be deemed to be the shareholders and the directors of the local board in the exercise of the powers vested in the local board under section 2. R.R.O. 1970, Reg. 340, s. 3.

### Schedule

#### *Farm Products Marketing Act*

### PLAN

1. This plan may be cited as "The Ontario Flue-Cured Tobacco Growers' Marketing Plan".

2. In this plan,

- (a) "local board" means The Ontario Flue-Cured Tobacco Growers' Marketing Board;
- (b) "producer" means a person engaged in the production of tobacco in Ontario;
- (c) "tobacco" means unmanufactured flue-cured tobacco produced in Ontario.

3.—(1) In this section,

- (a) "basic production quota" means a quota expressed as a specified number of pounds of tobacco fixed and allotted to a person by the local board and derived by the local board from a specified acreage;
- (b) "production quota" means a quota expressed as a specified number of pounds of tobacco fixed and allotted to a person by the local board to produce a specified number of pounds of tobacco in a year and

derived by the local board from a basic production quota.

(2) For the purpose of electing producer representatives to the local board or The District Flue-Cured Tobacco Growers' Committee under sections 10 to 12, or for the purpose of being eligible to be a member thereof, a producer is an allottee of a basic production quota of not less than 10,000 pounds who produces tobacco on his own account pursuant to a production quota derived from that basic production quota, allotted for the year in which his qualification under sections 10 to 12 is at issue and who, subject to subsection (3), notifies the local board in writing prior to the 1st day of October in that year of his intention to market on his own account, pursuant to a marketing quota allotted to him by the local board, not less than the amount of tobacco that may be marketed pursuant to a marketing quota derived from a basic production quota of 10,000 pounds, and,

- (a) where the producer is a corporation, the person, if any, designated in writing by the corporation to be the producer, shall be deemed to be the producer;
- (b) where the producer is a firm or partnership or one or more persons carrying on the production and marketing under a trade name, farm name or other designation, the person, if any, designated in writing by the firm, partnership or persons to be the producer, shall be deemed to be the producer; and
- (c) where the producer is comprised of two or more persons who are joint allottees, the one of such joint allottees who first presents himself to register to vote on behalf of the joint allottees shall be deemed to be the producer.

(3) Where the local board receives an affidavit of a producer, not later than the 1st day of October in any year, that he would, but for adverse weather, be able to market the amount of tobacco referred to in subsection (2) but, owing to such adverse weather, will not be so able and where the local board is satisfied as to the truth of the matters stated in the affidavit, the local board may direct that the producer be eligible to elect producer representatives to the local board or The District Flue-Cured Tobacco Growers' Committee or be elected a member thereof in that year.

4. This plan provides for the control and regulation in any or all respects of the producing and



marketing within Ontario of tobacco, including the prohibition of such producing and marketing in whole or in part.

5. There shall be a local board to be known as "The Ontario Flue-Cured Tobacco Growers' Marketing Board".

6. The local board shall be composed of fifteen members elected or appointed in accordance with sections 10 to 14.

7. Producers are divided into fourteen districts as follows:

1. District 1, comprising the County of Essex and the County of Elgin except the townships of Bayham and Malahide.
2. District 2, comprising the counties of Kent, Lambton and Middlesex.
3. District 3, comprising the Township of Malahide and that part of the Township of Bayham not included in District 4 in the County of Elgin.
4. District 4, comprising the Township of Bayham in the County of Elgin, except the Gore bounded by the road known as the Old Talbot Road, that part of the King's Highway known as No. 19 and the boundary between the Township of Bayham and The Regional Municipality of Haldimand-Norfolk, and that part of The Regional Municipality of Haldimand-Norfolk comprising that part of the former Township of Houghton in the former County of Norfolk lying north of the road known as County Road No. 45.
5. District 5, comprising the County of Oxford except the Township of Blandford-Blenheim.
6. District 6, comprising those parts of The Regional Municipality of Haldimand-Norfolk consisting of lots 44 to 48, both inclusive, in concessions 1 and 2 lying north of Talbot Road east of that part of the King's Highway known as No. 59, lots 40 to 46, both inclusive, in concessions 1, 2 and 3 lying south of Talbot Road, formerly in the Township of Middleton, lots 18 to 24, both inclusive, in concessions 11, 12, 13 and 14, formerly in the Township of North Walsingham, lots 1 to 6, both inclusive, in concession 9 and all of concessions 10, 11 and 12, formerly in the Township of Charlotteville, lots 1 to 12, both inclusive, in concessions 12, 13 and 14 and lots 13 to 24, both inclusive, in concessions 11, 12, 13 and 14, formerly in the Township of Windham.
7. District 7, comprising that part of The Regional Municipality of Haldimand-Norfolk consisting of the former Township of Middleton except those parts of lots 44 to 48, both inclusive, in concessions 1 and 2 lying north of Talbot Road east of that part of the King's Highway known as No. 59 and lots 40 to 46, both inclusive, in concessions 1, 2 and 3 lying south of Talbot Road.
8. District 8, comprising that part of The Regional Municipality of Haldimand-Norfolk consisting of the former Township of North Walsingham in the former County of Norfolk except lots 18 to 24, both inclusive, in concessions 11, 12, 13 and 14.
9. District 9, comprising that part of The Regional Municipality of Haldimand-Norfolk consisting of the former townships of Houghton and South Walsingham in the former County of Norfolk, except that part of the former Township of Houghton lying north of the road known as County Road No. 45.
10. District 10, comprising that part of The Regional Municipality of Haldimand-Norfolk consisting of the former townships of Charlotteville and Woodhouse in the former County of Norfolk, except lots 1 to 6, both inclusive, in concession 9 and concessions 10, 11 and 12 in the former Township of Charlotteville.
11. District 11, comprising that part of The Regional Municipality of Haldimand-Norfolk consisting of the former Township of Windham in the former County of Norfolk, except lots 1 to 12, both inclusive, in concessions 6 to 14, both inclusive, and lots 13 to 24, both inclusive, in concessions 11, 12, 13 and 14.
12. District 12, comprising the Township of Oakland in the County of Brant and those parts of The Regional Municipality of Haldimand-Norfolk consisting of the former Township of Townsend and all that part of the former Township of Windham not included in District 11 except lots 1 to 12, both inclusive, in concessions 12, 13 and 14 and lots 13 to 24, both inclusive, in concessions 11, 12, 13 and 14, all in the former County of Norfolk.
13. District 13, comprising the County of Brant except the Township of Oakland.
14. District 14, comprising the Township of Blandford-Blenheim in the County of Oxford, the counties of Northumberland and Simcoe and those parts of The Regional Municipality of Durham and



the counties of Peterborough and Victoria formerly in the County of Durham.

8.—(1) Producers in each of the districts named in section 7 form a district group.

(2) A producer in a territorial district or in a county not included in a district mentioned in section 7 may become a member of the district group of producers nearest to his place of production.

9. There shall be a committee in each district to be known as "The District Flue-Cured Tobacco Growers' Committee" composed of not more than four members elected or appointed in accordance with sections 10 to 14.

10.—(1) On the first Wednesday in October in each year, the producers in each district shall hold a meeting to nominate producers in the district for election as a member of the local board and as members of The District Flue-Cured Tobacco Growers' Committee.

(2) Any producer in the district may nominate one producer in the district for election as a member of the local board.

(3) Any producer in the district may nominate one or more producers in the district, other than a producer nominated under subsection (2), for election as members of The District Flue-Cured Tobacco Growers' Committee.

(4) When the returning officer is satisfied that nominations under subsections (2) and (3) are complete, he shall so declare and, after giving each of the persons nominated an opportunity to decline his nomination, shall,

(a) where not more than one person is nominated for election as a member of the local board, declare him elected; and

(b) where not more than four persons are nominated for election as members of The District Flue-Cured Tobacco Growers' Committee, declare them elected.

11.—(1) In each district in which the member of the local board and the members of The District Flue-Cured Tobacco Growers' Committee were not elected by acclamation the local board shall arrange for such polling place or places as the local board determines.

(2) The third Tuesday in October in each year is fixed as the day for the election in each district of the member of the local board for the district and of The District Flue-Cured Tobacco Growers' Committee for the district.

(3) The time of voting shall be from 10 a.m. to 8 p.m.

(4) At least seven days before the day for the election, the local board shall give notice in writing to the producers,

(a) of the persons nominated under section 10;

(b) of the day and time of the election; and

(c) of the polling place or places at which the producers may vote.

12.—(1) The local board shall appoint a returning officer and such other persons as are required to assist him in the nominations and voting and shall furnish ballots as are required.

(2) Voting shall be by secret ballot.

(3) Where the fourth greatest number of votes for membership in The District Flue-Cured Tobacco Growers' Committee or the greatest number of votes for membership in the local board are received by more than one person, the local board shall hold such further elections as are necessary to break the tie.

(4) The member of the local board in a district is *ex officio* a member of The District Flue-Cured Tobacco Growers' Committee for the district.

13.—(1) A producer is not eligible to vote for or hold office as a member of the local board or of The District Flue-Cured Tobacco Growers' Committee in more than one district.

(2) Where a producer is nominated for election as a member of the local board or The District Flue-Cured Tobacco Growers' Committee in more than one district, he shall, at least ten days before the date fixed for the election, notify the secretary of the local board in writing of the district for which he will be a candidate as a member of the local board or The District Flue-Cured Tobacco Growers' Committee.

(3) Where a producer fails to notify the secretary of the local board under subsection (2), the producer is not eligible for election as a member of the local board or The District Flue-Cured Tobacco Growers' Committee in any district other than the district in which he resides.

14.—(1) On the Thursday next following the fourth Tuesday in October in each year, the members elected to the local board shall appoint,

(a) the member not required to be elected under procedures in sections 10, 11 and 12; and

(b) such other members not elected under sections 10, 11 and 12 as are required to complete the local board.

(2) Each member appointed under clause (1) (b) shall be a producer in the district for which he is appointed.

(3) Where a member of the local board or a district committeeman dies, resigns or, except in the case of the member appointed under clause (1) (a), ceases to be a producer in the district for which he is elected or appointed, before the expiration of his term of membership, the members of the local board may appoint a person for the unexpired term and, except in the case of a person appointed to replace a member appointed under clause (1) (a), the person shall be a producer from the same district.

(4) The term of office of each member of the local board shall commence with the Thursday

next following the fourth Tuesday in October of the year in which he is elected or appointed and shall expire with the Wednesday next following the fourth Tuesday in October of the following year.

(5) The term of office of each member of a District Flue-Cured Tobacco Growers' Committee shall commence with the Thursday next following the fourth Tuesday in October of the year in which he is elected or appointed and shall expire with the Wednesday next following the fourth Tuesday in October of the following year. R.R.O. 1970, Reg. 340, Sched.: O. Reg. 398/74, s. 1; O. Reg. 854/76, s. 1; O. Reg. 727/77, ss. 1, 2; O. Reg. 709/78, ss. 1-3; O. Reg. 225/79, ss. 1, 2.

## REGULATION 383

### under the Farm Products Marketing Act

#### TOBACCO—MARKETING

##### 1. In this Regulation,

- (a) "buyer" means a person who buys tobacco;
- (b) "local board" means The Ontario Flue-Cured Tobacco Growers' Marketing Board;
- (c) "plan" means The Ontario Flue-Cured Tobacco Growers' Marketing Plan;
- (d) "producer" means a person engaged in the production of tobacco in Ontario;
- (e) "tobacco" means unmanufactured flue-cured tobacco produced in Ontario. R.R.O. 1970, Reg. 341, s. 1.

2. This Regulation provides for the control and regulation in any or all respects of the producing and marketing within Ontario of tobacco, including the prohibition of such producing and marketing in whole or in part. O. Reg. 79/72, s. 1.

#### POWERS OF LOCAL BOARD

##### 3. The Board delegates to the local board the power,

- (a) to require persons engaged in producing or marketing tobacco to register their names, addresses and occupations with the local board;
- (b) to require persons engaged in producing or marketing tobacco to furnish such information relating to the production or marketing of tobacco, including the completing and filing of returns, as the local board determines;
- (c) to appoint persons to inspect the books, records, documents, lands and premises and any tobacco of persons engaged in the marketing of tobacco;
- (d) to appoint persons to inspect,
  - (i) the books, records and documents,
  - (ii) the lands and premises,
  - (iii) any tobacco, and
  - (iv) any growing plants or other development in the producing of tobacco,

of persons engaged in the producing of tobacco;

- (e) to stimulate, increase and improve the marketing of tobacco by such means as it considers proper; and
- (f) to co-operate with a marketing board, local board, marketing commission or marketing agency of Canada or of any province in Canada for the purpose of marketing tobacco;
- (g) to do such acts and make such orders and issue such directions as are necessary to enforce the due observance and carrying out of the provisions of the Act, the regulations and the plan. R.R.O. 1970, Reg. 341, s. 3; O. Reg. 79/72, s. 2.

##### 4. The Board delegates to the local board its powers to make regulations with respect to tobacco,

- (a) providing for the licensing of any or all persons before commencing or continuing to engage in the producing or marketing of tobacco;
- (b) prohibiting persons from engaging in the producing or marketing of tobacco except under the authority of a licence issued by the local board;
- (c) providing for the refusal to grant a licence for the producing of tobacco for any reason that the local board considers proper;
- (d) providing for the refusal to grant a licence for the marketing of tobacco where the applicant is not qualified by experience, financial responsibility and equipment to engage in properly the business for which the application was made, or for any other reason that the local board considers proper;
- (e) providing for the suspension or revocation of, or the refusal to renew, a licence for failure to observe, perform or carry out the provisions of the Act, the regulations, the plan, or any order or direction of the local board;
- (f) subject to section 5, providing for the fixing of licence fees payable yearly, half-yearly, quarterly or monthly at different amounts or in instalments from any or all persons producing or marketing tobacco and the collecting of the licence fees and the recovering of such licence fees by suit in a court of competent jurisdiction;

- (g) prescribing the form of licences;
- (h) providing for the exemption from any or all of the regulations, orders or directions under the plan of any class, variety or grade of tobacco, or any person or class of persons engaged in the producing or marketing of tobacco or any class, variety or grade of tobacco;
- (i) requiring the furnishing of security or proof of financial responsibility by any person engaged in the marketing of tobacco, and providing for the administration and disposition of any moneys or securities so furnished;
- (j) requiring any person who produces and processes tobacco to furnish to the local board statements of the amounts of tobacco that he produced in any year and used for processing;
- (k) providing for the control and regulation of the producing of tobacco, including the times and places at which tobacco may be produced;
- (l) providing for the seizing, removing, destroying or otherwise disposing of any growing tobacco plants or tobacco produced or marketed in violation of the Act or the regulations and the retention or disposition by the local board of any of the proceeds of the sale thereof;
- (m) providing for the control and regulation of the marketing of tobacco, including the times and places at which tobacco may be marketed;
- (n) providing for the control and regulation of agreements entered into by producers of tobacco with persons engaged in marketing or processing tobacco, and the prohibition of any provision or clause in such agreements;
- (o) prohibiting any person from processing, packing or packaging any tobacco that has not been sold by or through the local board;
- (p) providing for the regulating and the controlling of agreements entered into by producers of tobacco with persons engaged in marketing or processing tobacco, and the prohibition of any provision or clause in such agreements; and
- (q) providing for the making of agreements relating to the marketing of tobacco

through the local board, and prescribing the forms and the terms and conditions of such agreements. R.R.O. 1970, Reg. 341, s. 4; O. Reg. 79/72, s. 3; O. Reg. 78/73, s. 1.

5. Where the local board licenses persons before commencing or continuing to engage in the producing of tobacco, the licence fees shall not exceed amounts at the rate of 1 cent for each pound or fraction thereof of tobacco marketed. R.R.O. 1970, Reg. 341, s. 5.

6.—(1) The Board authorizes the local board,

- (a) to require that tobacco be marketed on a quota basis;
- (b) to prohibit any person to whom a quota has not been fixed and allotted for the marketing of tobacco or whose quota has been cancelled from marketing any tobacco;
- (c) to prohibit any person to whom a quota has been fixed and allotted for the marketing of tobacco from marketing any tobacco in excess of such quota; and
- (d) to prohibit any person to whom a quota has been fixed and allotted for the marketing of tobacco produced on lands in respect of which such quota was fixed and allotted from marketing any tobacco other than the tobacco produced on such lands.

(2) The Board authorizes the local board,

- (a) to fix and allot to persons quotas for the marketing of tobacco on such basis as the local board considers proper;
- (b) to refuse to fix and allot to any person a quota for the marketing of tobacco for any reason that the local board considers proper; and
- (c) to cancel or reduce, or refuse to increase, a quota fixed and allotted to any person for the marketing of tobacco for any reason that the local board considers proper. O. Reg. 78/73, s. 2, *part*.

(3) The Board authorizes the local board,

- (a) to require that tobacco be produced on a basis of tobacco acreage or other production quota;
- (b) to prohibit any person to whom a tobacco acreage or other production quota has not been fixed and allotted or whose tobacco acreage or other production quota has been cancelled from producing tobacco;



- (c) to prohibit any person to whom a tobacco acreage or other production quota has been fixed and allotted from producing any tobacco on acreage in excess of the tobacco acreage, or other production quota, fixed and allotted to such person; and
- (d) to prohibit any person from producing tobacco on land other than a tobacco farm in respect of which a tobacco acreage or other production quota has been fixed and allotted to such person.

(4) The Board authorizes the local board,

- (a) to fix and allot to persons tobacco acreages or other production quotas on such basis as the local board considers proper;
- (b) to refuse to allot to any person a tobacco acreage or other production quota on such basis as the local board considers proper; and
- (c) to cancel or reduce, or refuse to increase, a tobacco acreage or other production quota fixed and allotted to any person for any reason that the local board considers proper. O. Reg. 411/76, s. 1.

7.—(1) The board authorizes the local board to use any class of licence fees and other moneys payable to it, for the purposes of paying the expenses of the local board, carrying out and enforcing the Act and the regulations and carrying out the purposes of the plan.

(2) The Board authorizes the local board to establish a fund in connection with the plan for the payment of any moneys that may be required for the purposes mentioned in subsection (1). R.R.O. 1970, Reg. 341, s. 6.

8. The Board authorizes the local board to require the price or prices payable or owing to the producers for tobacco to be paid to or through the local board and to recover such price or prices by suit in a court of competent jurisdiction. O. Reg. 79/72, s. 4.

9. The Board authorizes the local board to prohibit the marketing of any class, variety or grade of tobacco. O. Reg. 79/72, s. 5.

#### POOLING

10. The Board authorizes the local board to conduct a pool or pools for the distribution of all moneys received from the sale of tobacco and after deducting all necessary and proper disbursements and expenses, to distribute the remainder of the moneys received from the sale in such manner that every producer receives a share of the remainder of the moneys received from the sale in relation to the amount, class, variety or grade of tobacco delivered by him, and authorizes the local board to make an initial

payment on delivery of the tobacco and subsequent payments until all the remainder of the moneys received from the sale is distributed to the producers. O. Reg. 79/72, s. 6.

#### APPOINTMENT OF AGENTS

11. The Board authorizes the local board to appoint agents, to prescribe their duties and terms and conditions of employment and to provide for their remuneration. R.R.O. 1970, Reg. 341, s. 10.

#### NEGOTIATING AGENCY

12.—(1) There shall be a negotiating agency to be known as the "Negotiating Committee for Tobacco" composed of such persons who are members of the negotiating agency under subsection (2).

(2) The Negotiating Committee for Tobacco shall be comprised as follows:

- 1. Not more than two members appointed by Benson & Hedges (Canada) Inc.
- 2. Not more than two members appointed by Imperial Tobacco Limited.
- 3. Not more than two members appointed by R.J.R.-Macdonald Inc.
- 4. Not more than two members appointed by Rothmans of Pall Mall Canada Ltd.
- 5. The members of the local board.

(3) The persons entitled to appoint members under subsection (2) shall appoint the members and shall notify the Board of the members' names and addresses prior to the 1st day of October in each year.

(4) The persons who are members of the Negotiating Committee for Tobacco under subsection (2) remain members thereof until their successors become members.

(5) Where a member of the Negotiating Committee for Tobacco appointed under paragraphs 1 to 4 of subsection (2), dies or resigns or is unavailable to act prior to the expiration of his membership the person who appointed him shall appoint a person for the unexpired term of such member. O. Reg. 162/73, s. 1, *part*.

13. The Negotiating Committee for Tobacco is empowered to adopt or settle by agreement,

- (a) minimum prices for tobacco;
- (b) terms and conditions relating to the marketing of tobacco; and



- (c) any charges relating to the marketing of tobacco. O. Reg. 162/73, s. 1, *part*.

14. A meeting of a negotiating agency may be convened by a notice in writing given by the members of the negotiating agency appointed by the local board or appointed by the buyers to the other members of the negotiating agency at least seven days, but not later than ten days, before the date of the meeting, stating the time and the place of the meeting. R.R.O. 1970, Reg. 341, s. 13.

#### CONCILIATION BOARD

15.—(1) Where a meeting of the negotiating agency is held and the negotiating agency does not arrive at an agreement respecting all matters that it is empowered to adopt or settle by agreement, the negotiating agency may refer the matters in dispute to a conciliation board.

(2) Where the negotiating agency refers the matters in dispute to a conciliation board, it shall so notify the Board. R.R.O. 1970, Reg. 341, s. 14.

16.—(1) The conciliation board shall be composed of three members of whom,

- (a) one shall be appointed by the members of the negotiating agency appointed by the local board;

- (b) one shall be appointed by the members of the negotiating agency appointed by the buyers; and

- (c) one shall be appointed by the Board.

(2) The members of the conciliation board shall be appointed within one week of the time that the negotiating agency notifies the Board under subsection 15 (2).

(3) The conciliation board is empowered,

- (a) to endeavour to effect agreement on any matter referred to in section 13 that the negotiating agency has failed to adopt or settle by agreement; and

- (b) to recommend adoption of any agreement effected under clause (a) to the negotiating agency.

(4) The recommendation of the conciliation board made under clause (3) (b) may include a minority report disagreeing in whole or in part with the recommendation of the majority of the conciliation board.

(5) The conciliation board shall submit its recommendations to the negotiating agency within two weeks of the time that the negotiating agency notifies the Board under subsection 15 (2). R.R.O. 1970, Reg. 341, s. 15.

## REGULATION 384

under the Farm Products Marketing Act

### TURKEYS—PLAN

1. The plan in the Schedule is continued for the control and regulation of the marketing within Ontario of turkeys. O. Reg. 41/78, s. 1, *revised*.

2. The local board named in the Schedule is given the powers set out in subsection 15 (1), in paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 26 of subsection 15 (2) and in sections 50 and 110 of the *Co-operative Corporations Act*. O. Reg. 66/79, s. 15.

3. The members of the local board named in the Schedule shall be deemed to be the shareholders and the directors of the local board in the exercise of the powers vested in the local board under section 2. R.R.O. 1970, Reg. 342, s. 3.

### Schedule

#### *Farm Products Marketing Act*

### PLAN

1. This plan may be cited as "The Ontario Turkey Producers' Marketing Plan".

2. In this plan,

- (a) "dealer" means a person, other than a processor, who buys or receives turkeys from a producer;
- (b) "processing" means the slaughtering of turkeys;
- (c) "processor" means a person engaged in the slaughtering of turkeys;
- (d) "producer" means a person engaged in the production of turkeys;
- (e) "turkey" means a turkey or any class or part thereof.

3. This plan provides for the control and regulation in any or all respects of the producing and marketing within Ontario of turkeys, including the prohibition of such producing and marketing in whole or in part.

4. There shall be a local board to be known as "The Ontario Turkey Producers' Marketing Board".

5. The local board shall be composed of eight producer-members.

6. The members of the local board shall be elected or appointed in accordance with the provisions of this plan and shall hold office until their successors are elected or appointed.

7. Producers are divided into seven districts as follows:

- 1. District 1, comprising the counties of Essex, Kent and Lambton.
- 2. District 2, comprising the counties of Huron and Middlesex.
- 3. District 3, comprising the counties of Elgin, Oxford and Perth.
- 4. District 4, comprising the County of Brant, The Regional Municipality of Hamilton-Wentworth and that part of The Regional Municipality of Haldimand-Norfolk that, on the 31st day of March, 1974, was the County of Norfolk.
- 5. District 5, comprising The Regional Municipality of Niagara and that part of The Regional Municipality of Haldimand-Norfolk that, on the 31st day of March, 1974, was the County of Haldimand.
- 6. District 6, comprising the County of Wellington and The Regional Municipality of Waterloo.
- 7. District 7, comprising those parts of Ontario not included in Districts 1 to 6.

8. Producers in each of the districts named in section 7 form a district group.

9. For the purpose of elections in each year, there shall be a committee in each district to be known as the "District Turkey Producers' Committee" comprised of the following numbers of producer-members:

- 1. District 1, six members.
- 2. District 2, five members.
- 3. District 3, six members.
- 4. District 4, five members.
- 5. District 5, eleven members.
- 6. District 6, six members.
- 7. District 7, six members.

10.—(1) On or before the 1st day of May in each year the producers in each district shall elect from among themselves the number of members of the District Turkey Producers' Committee established for the district under section 9 and the producers in,

- (a) District 5 shall elect from among themselves two representatives from the district to the local board; and
- (b) each district other than District 5 shall elect from among themselves one representative from the district to the local board,

to hold office for a period of one year from the said 1st day of May.

(2) No person is eligible for election to the local board who has not been elected a representative on the District Turkey Producers' Committee for the same term as that for which he is proposed to be elected to the local board.

(3) No person is eligible for election from any district to the local board unless he resides within the district.

11.—(1) Where the producers in any district fail to elect a representative to the local board in accordance with the provisions of section 10, the members of the local board shall, at its first meeting after the 1st day of May, appoint such producer-members as are necessary to complete the local board.

(2) When a member elected or appointed to the local board dies or resigns before his term has expired, the members of the local board may appoint a producer-member for the unexpired term.

(3) Each producer-member appointed as a member to the local board under subsection (1) or (2) shall be a producer in the district for which he is appointed.

(4) Where the members of the local board fail to appoint a person for the unexpired term of a member under subsection (2) within seven days from the death or resignation of the member, the Board may appoint a person for the unexpired term. R.R.O. 1970, Reg. 342, Sched.; O. Reg. 163/73, ss. 1, 2; O. Reg. 180/73, s. 1; O. Reg. 388/73, ss. 1-7; O. Reg. 41/78, s. 2, *revised*.

## REGULATION 385

under the Farm Products Marketing Act

### TURKEYS—MARKETING

#### 1. In this Regulation,

- (a) "dealer" means a person, other than a processor, who buys or receives turkeys from a producer;
- (b) "local board" means The Ontario Turkey Producers' Marketing Board;
- (c) "plan" means The Ontario Turkey Producers' Marketing Plan;
- (d) "processing" means the slaughtering of turkeys;
- (e) "processor" means a person engaged in the slaughtering of turkeys;
- (f) "producer" means a person engaged in the production of turkeys;
- (g) "turkey" means a turkey or any class or part thereof. R.R.O. 1970, Reg. 343, s. 1; O. Reg. 164/73, s. 1.

2. This Regulation provides for the control and regulation in any or all respects of the producing and marketing within Ontario of turkeys, including the prohibition of such producing and marketing in whole or in part. O. Reg. 42/78, s. 1.

#### LICENCES

3.—(1) No person shall commence or continue to engage in the processing of turkeys except under the authority of a licence as a processor of turkeys in Form 2.

(2) No licence in Form 2 shall be issued except on application therefor in Form 1. R.R.O. 1970, Reg. 343, s. 4.

4.—(1) A licence in Form 2 expires with the 31st day of March next following the date on which the licence is issued.

(2) A licence in Form 2 shall be issued without charge. O. Reg. 358/79, s. 2.

5.—(1) The Board may refuse to grant a licence where the applicant is not qualified by experience, financial responsibility and equipment to properly engage in the business for which the application was

made, or for any other reason that the Board considers proper.

(2) The Board may suspend or revoke or refuse to renew a licence for failure to observe, perform or carry out the provisions of the Act, the regulations, the plan or any order or direction of the Board or the local board. R.R.O. 1970, Reg. 343, s. 6.

#### POWERS OF LOCAL BOARD

6.—(1) The Board authorizes the local board to use the licence fees and other moneys payable to it for the purpose of paying the expenses of the local board, carrying out and enforcing the Act and the regulations and carrying out the purposes of the plan.

(2) The Board authorizes the local board to establish a fund in connection with the plan for the payment of any moneys that may be required for the purposes mentioned in subsection (1). R.R.O. 1970, Reg. 343, s. 7.

7. The Board delegates to the local board the power,

- (a) to require persons engaged in producing or marketing turkeys to register their names, addresses and occupations with the local board;
- (b) to require persons engaged in producing or marketing turkeys to furnish such information relating to the production or marketing of turkeys, including the completing and filing of returns, as the local board determines;
- (c) to appoint persons to,
  - (i) inspect the books, records, documents, lands and premises and any turkeys of persons engaged in producing or marketing turkeys, and
  - (ii) enter on lands or premises used for the producing of turkeys and perform a count of turkeys;
- (d) to stimulate, increase and improve the marketing of turkeys by such means as it considers proper;
- (e) to co-operate with a marketing board, local board, marketing commission or marketing agency of Canada or of any province in Canada for the purpose of marketing turkeys;

- (f) to do such acts and make such orders and issue such directions as are necessary to enforce the due observance and carrying out of the provisions of the Act, the regulations or the plan. O. Reg. 164/73, s. 3; O. Reg. 537/79, s. 1.

8. The Board delegates to the local board its powers to make regulations,

- (a) providing for the licensing of any or all persons before commencing or continuing to engage in the producing or marketing of turkeys;
- (b) prohibiting persons from engaging in the producing or marketing of turkeys except under the authority of a licence;
- (c) providing for the refusal to grant a licence where the applicant is not qualified by experience, financial responsibility and equipment to engage in properly the business for which the application was made, or for any other reason that the local board considers proper;
- (d) providing for the suspension or revocation of, or the refusal to renew, a licence for failure to observe, perform or carry out the provisions of the Act, the regulations, the plan or any order or direction of the Board or local board;
- (e) subject to section 9, providing for the fixing of licence fees payable yearly, half-yearly, quarterly or monthly at different amounts or in instalments from any or all persons producing or marketing turkeys and the collecting of the licence fees and the recovering of such licence fees by suit in a court of competent jurisdiction provided that, in the case of turkeys sold for processing, the licence fees shall not exceed one-half of a cent for each pound live weight of turkeys produced and used for processing;
- (f) requiring any person who receives turkeys to deduct from the moneys payable for the turkeys any licence fees payable to the local board by the person from whom he receives the turkeys and to forward such licence fees to the local board;
- (g) requiring any person who produces and processes turkeys to furnish to the local board statements of the amounts of turkeys that he produced in any year and used for processing;
- (h) prescribing the form of licences;
- (i) providing for the exemption from any or all of the regulations, orders or directions under the plan of any class, variety, grade or size of turkeys, or any person or

class of persons engaged in the producing or marketing of turkeys or any class, variety, grade or size of turkeys;

- (j) providing for the control and regulation of agreements entered into by producers of turkeys with persons engaged in marketing or processing turkeys, and the prohibition of any provision or clause in such agreements;
- (k) requiring any person who produces turkeys to offer to sell and to sell turkeys to or through the local board;
- (l) prohibiting any person from processing, packing or packaging any turkeys that have not been sold to, by or through the local board;
- (m) providing for the making of agreements relating to the marketing of turkeys by or through the local board, and prescribing the forms and the terms and conditions of such agreements. R.R.O. 1970, Reg. 343, s. 9; O. Reg. 434/72, s. 1; O. Reg. 164/73, s. 4 (1, 2); O. Reg. 303/73, s. 1; O. Reg. 669/73, s. 1; O. Reg. 358/79, s. 3; O. Reg. 537/79, s. 2.

9.—(1) For the purposes of clause 8 (e), “live weight” means the weight of a turkey at the time of arrival thereof at the plant of a processor.

(2) Where turkeys are not weighed upon arrival at the plant of a processor but are weighed as dressed or eviscerated turkeys,

- (a) each pound of dressed turkey shall be deemed to be 1-1/10 pounds live weight; and
- (b) each pound of eviscerated turkey shall be deemed to be 1-1/5 pounds live weight. R.R.O. 1970, Reg. 343, s. 10.

10.—(1) All turkeys shall be marketed through the local board.

(2) No person shall market turkeys except through the local board. O. Reg. 303/73, s. 2, *part*.

11. The Board vests in the local board the following powers:

- 1. To direct and control, by order or direction, either as principal or agent, the marketing of turkeys, including the times and places at which turkeys may be marketed.
- 2. To determine the quality of each class, variety, grade or size of turkeys that shall be marketed by each producer.



3. To prohibit the marketing of any class, variety, grade or size of turkeys.
4. To determine from time to time the price or prices that shall be paid to producers or to the local board, as the case may be, for turkeys or any class, variety, grade or size of turkeys and to determine different prices for different parts of Ontario.
5. To require the price or prices payable or owing to the producer for turkeys to be paid to or through the local board.
6. To collect from any person by suit in a court of competent jurisdiction the price or prices or any part thereof of turkeys.
7. To purchase or otherwise acquire such quantity or quantities of turkeys as the local board considers advisable and to sell or otherwise dispose of any turkeys so purchased or acquired.
8. To pay to the producers the price or prices for turkeys and to fix the times at which or within which such payments shall be made. O. Reg. 303/73, s. 2, *part*.

12.—(1) The Board authorizes the local board,

- (a) to require that turkeys be marketed on a quota basis;
- (b) to prohibit any person to whom a quota has not been fixed and allotted for the marketing of turkeys or whose quota has been cancelled from marketing any turkeys;
- (c) to prohibit any person to whom a quota has been fixed and allotted for the marketing of turkeys from marketing any of the turkeys in excess of such quota; and
- (d) to prohibit any person to whom a quota has been fixed and allotted for the marketing of turkeys produced on lands or premises in respect of which such quota was fixed and allotted from marketing any turkeys other than turkeys produced on such lands or premises.

(2) The Board authorizes the local board,

- (a) to fix and allot to persons quotas for the marketing of turkeys on such basis as the local board considers proper;
- (b) to refuse to fix and allot to any person a quota for the marketing of turkeys for any reason that the local board considers proper;
- (c) to cancel or reduce, or refuse to increase, a quota fixed and allotted to any person

for the marketing of turkeys for any reason that the local board considers proper; and

- (d) to permit any person to whom a quota has been fixed and allotted for the marketing of turkeys in excess of such quota on such terms and conditions as the local board considers proper. O. Reg. 303/73, s. 2, *part*.

13.—(1) The Board authorizes the local board,

- (a) to require that turkeys be produced on a quota basis;
- (b) to prohibit any person to whom a quota has not been fixed and allotted for the producing of turkeys or whose quota has been cancelled from producing any turkeys;
- (c) to prohibit any person to whom a quota has been fixed and allotted for the producing of turkeys from producing any turkeys in excess of such quota; and
- (d) to prohibit any person to whom a quota has been fixed and allotted for the producing of turkeys on lands or premises in respect of which such quota was fixed and allotted from producing any turkeys other than turkeys produced on such lands and premises.

(2) The Board authorizes the local board,

- (a) to fix and allot to persons quotas for the producing of turkeys on such basis as the local board considers proper;
- (b) to refuse to fix and allot to any person a quota for the producing of turkeys for any reason that the local board considers proper;
- (c) to cancel or reduce, or refuse to increase, a quota fixed and allotted to any person for producing turkeys for any reason that the local board considers proper, and, without limiting the generality of the foregoing, to cancel or reduce any such quota as a penalty where the local board believes on reasonable grounds that the person to whom the quota was fixed and allotted has contravened any provisions of the Act or the regulations; and
- (d) to permit any person to whom a quota has been fixed and allotted for the producing of turkeys to produce any turkeys in excess of such quota on such terms and

conditions as the local board considers proper. O. Reg. 42/78, s. 3.

#### ADVISORY COMMITTEE

14.—(1) There shall be an advisory committee to be known as "The Turkey Industry Advisory Committee".

(2) The advisory committee shall be composed of nine members, one of whom shall be chairman.

(3) After the 1st day of April and before the 30th day of April in each year,

- (a) the Board shall appoint a person to be the chairman of the advisory committee;
- (b) the local board shall appoint four persons to be members of the advisory committee;
- (c) the Ontario Poultry Processors' Association shall appoint two persons to be members of the advisory committee;
- (d) the Ontario Division of the Canadian Feed Manufacturers' Association shall appoint one person to be a member of the advisory committee; and
- (e) the Ontario Hatcheries Association shall appoint one person to be a member of the advisory committee.

(4) The members of the advisory committee appointed under subsection (3) shall hold office until the 30th day of April in the year next following the year in which they were appointed.

(5) Where a member of The Turkey Industry Advisory Committee dies or resigns or is unavailable to act before the expiration of his term, the person or persons who appointed him shall appoint a person for the unexpired term of the member who died, resigned or was unavailable to act.

(6) Where the local board, the Ontario Poultry Processors' Association, the Ontario Division of the Canadian Feed Manufacturers' Association or the Ontario Hatcheries Association, as the case may be, fail to appoint a member or members to The Turkey Industry Advisory Committee in accordance with the provisions of subsection (3) or (5), the Board may appoint such members as are necessary to complete the advisory committee.

(7) No person is excluded from being appointed a member of the advisory committee by reason solely of being a member of the negotiating agency referred to in section 15, and *vice versa*.

(8) A meeting of The Turkey Industry Advisory Committee may be convened by the chairman thereof by giving notice to the members of the

time and place and date of the meeting not less than seven days and not more than ten days prior to the date of the meeting.

(9) Subject to subsection (10), The Turkey Industry Advisory Committee may advise and make recommendations to the local board, the Ontario Poultry Processors' Association, the Ontario Division of the Canadian Feed Manufacturers' Association and the Ontario Hatcheries Association in respect of any of the following matters:

1. The promotion of harmonious relationships between persons engaged in the production and marketing of turkeys.
2. The promotion of greater efficiency in the production and marketing of turkeys.
3. The prevention and correction of irregularities and inequities in the marketing of turkeys.
4. The improvement of the quality and variety of turkeys.
5. The improvement of the circulation of market information respecting turkeys.
6. Without limiting the generality of any of the foregoing, any matter with respect to which this Regulation is made.

(10) The Turkey Industry Advisory Committee may recommend to the local board in advance, the total quotas for turkeys or any class, variety, grade or size of turkeys, for any period or periods of time up to but not exceeding one year.

(11) The local board shall forthwith provide the Board with full particulars of any recommendations made to the local board by The Turkey Industry Advisory Committee respecting total quotas. R.R.O. 1970, Reg. 343, s. 12.

#### NEGOTIATING AGENCY

15.—(1) There shall be a negotiating agency to be known as "The Negotiating Committee for Turkeys" composed of seven persons to be appointed on or before the 1st day of April in each year of whom three shall be appointed by the local board, two shall be appointed by the Ontario Poultry Processors' Association, one shall be appointed by the Ontario Division of the Canadian Feed Manufacturers' Association, and the chairman shall be appointed by the Board.

(2) Each member of the negotiating agency shall hold office until the 31st day of March of the year next following his appointment.

(3) Where a member of The Negotiating Committee for Turkeys dies or resigns or is unavailable to act before the expiration of his term, the person or

persons who appointed him shall appoint a person for the unexpired term of the member who died, resigned or was unavailable to act.

(4) Where the Ontario Poultry Processors' Association, the Ontario Division of the Canadian Feed Manufacturers' Association or the local board, as the case may be, fail to appoint a member or members to The Negotiating Committee for Turkeys in accordance with the provisions of subsection (1) or (2), the Board may appoint such members as are necessary to complete the negotiating agency.

(5) A meeting of The Negotiating Committee for Turkeys may be convened by a notice in writing given by the three members appointed by the local board or by the three members appointed by the Ontario Poultry Processors' Association and the Ontario Division of the Canadian Feed Manufacturers' Association to the other members and the chairman at least seven days but not more than ten days before the date of the meeting stating the time and place of the meeting. R.R.O. 1970, Reg. 343, s. 13.

16. The Negotiating Committee for Turkeys may settle by agreement,

- (a) terms, conditions and forms of agreements relating to the production or marketing of turkeys; and
  - (b) any charges, costs or expenses relating to the production or marketing of turkeys.
- R.R.O. 1970, Reg. 343, s. 14.

17. The Board authorizes the local board to conduct a pool or pools for the distribution of all moneys received from the sale of turkeys and, after deducting all necessary and proper disbursements and expenses, to distribute the remainder of the moneys received from the sale in such manner that every producer receives a share of the remainder of the moneys received from the sale in relation to the amount, class, variety, grade or size of turkeys delivered by him, and authorizes the local board to make an initial payment on delivery of the turkeys and subsequent payments until all of the remainder of the moneys received from the sale is distributed to the producers. O. Reg. 429/74, s. 1.

18. The Board authorizes the local board to appoint agents, to prescribe their duties and terms and conditions of employment and to provide for their remuneration. O. Reg. 303/73, s. 3.

Form 1

*Farm Products Marketing Act*

APPLICATION FOR LICENCE AS A  
PROCESSOR OF TURKEYS

To: The Farm Products Marketing Board:

.....  
(name of applicant)

.....  
(address)

makes application for a licence as a processor of turkeys under the *Farm Products Marketing Act*.

Dated at ....., this .... day of ....., 19...

.....  
(signature of applicant)

.....  
(where applicant is a corporation or partnership, signature of person authorized to sign)

.....  
(office)

R.R.O. 1970, Reg. 343, Form 4.

Form 2

*Farm Products Marketing Act*

LICENCE AS A PROCESSOR OF TURKEYS

Under the *Farm Products Marketing Act* and the regulations, and subject to the limitations thereof, this licence is issued to:

.....  
(name)

of .....  
(address)

to engage in the processing of turkeys.

This licence expires with the 31st day of March next following the date of issue.

Dated at Toronto, this .... day of ....., 19...

THE FARM PRODUCTS MARKETING BOARD:

.....  
Chairman

.....  
Secretary

R.R.O. 1970, Reg. 343, Form 5.





## REGULATION 386

### under the Farm Products Marketing Act

#### TURKEYS—MARKETING LIMITATIONS

1. The Board considers it necessary and advisable and requires that the local board carry out the purposes of The Ontario Turkey Producers' Marketing Plan established by Regulation 384 of Revised Regulations of Ontario, 1980 in accordance with the Schedule. O. Reg. 428/74, s. 1.

2. Sections 1 and 2 of Regulation 385 of Revised Regulations of Ontario, 1980 apply to this Regulation with necessary modifications. O. Reg. 428/74, s. 2.

#### Schedule

##### 1. In this Schedule,

(a) "Agency" means the Canadian Turkey Marketing Agency established by the Canadian Turkey Marketing Agency Proclamation issued pursuant to the *Farm Products Marketing Agencies Act* (Canada);

(b) "quota" means a quota fixed and allotted to a producer under section 13 of Regulation 385 of Revised Regulations of Ontario, 1980;

(c) "quota system" means the method by which the quota fixed and allotted to a producer is determined.

2. The local board shall establish a quota system in order to fix and allot quotas to all members of classes of producers in Ontario in such manner that the number of pounds of turkey meat produced in Ontario and authorized to be marketed in intraprovincial trade in the year 1973 when taken together with the number of pounds of turkey meat produced in Ontario and authorized to be marketed in interprovincial and export trade, in the same year under quotas assigned by the Agency and the number of pounds of turkey meat produced in Ontario and anticipated to be marketed in the same year, other than as authorized by a quota assigned by the Agency or fixed and allotted by the local board, will equal the number of pounds of turkey meat set out in section 3 of this Schedule.

3. For the purposes of section 2 of this Schedule, the number of pounds of turkey meat set out in this section is as set out in the Table:

#### TABLE

92,000,000 pounds.

4.—(1) No order or regulation shall be made where the effect thereof would be to increase the aggregate of,

(a) the number of pounds of turkey meat produced in Ontario and authorized by quotas fixed and allotted by the local board and assigned by the Agency to be marketed in intraprovincial, interprovincial and export trade; and

(b) the number of pounds of turkey meat produced in Ontario and anticipated to be marketed in intraprovincial, interprovincial and export trade other than as authorized by quotas fixed and allotted by the local board and assigned by the Agency,

to a number that exceeds, on a yearly basis, the number of pounds of turkey meat set out in section 3 of this Schedule unless the local board has taken into account,

(c) the principle of comparative advantage of production in respect of each province in Canada;

(d) any variation in the size of the market for turkeys;

(e) any failures by turkey producers in Ontario or in other provinces of Canada to market the number of pounds of turkey meat authorized to be marketed;

(f) the feasibility of increased production in each province of Canada available to be marketed;

(g) existing production and storage facilities in each province of Canada; and

(h) the comparative transportation costs to market areas from alternative sources of production,

and the Agency is making a similar order or regulation.

(2) Where the Agency has made an order or regulation under the provisions of a marketing plan similar to the provisions of subsection (1), the local board shall make a similar order or regulation.

5. The local board may require each turkey producer to whom a quota is fixed and allotted as a condition of the fixing and allotting thereof, to make available to the local board or its agent all turkeys produced by him and available to be marketed in excess of the quota fixed and allotted to him at a price not exceeding the difference, if any, between the price realized by the local



board or its agent on the marketing of such turkeys and its expenses related to such marketing.

6. The local board shall not market any quantity of the products made available to it in excess of the number of pounds of turkey meat referred to in sections 2 and 3 of this Schedule, or as modified under section 4 of this Schedule, without prior consultation with the Agency.

7. The local board shall, with the concurrence of the Agency, administer on its behalf all orders and regulations made by it for the purpose of establishing and implementing a quota system or any such orders or regulations necessary to implement the provisions of the Canadian Turkey Marketing Agency Proclamation and similar provisions of this Schedule.

8. The local board shall make, approve and implement any orders or regulations necessary to give effect to any provisions of this Schedule.

9. The local board shall make available to the Agency any document or extract of documents establishing the registration or licensing of producers, when any such system is in force.

10. The local board shall, with the concurrence of the Agency, collect on its behalf any levies imposed by the Agency.

11.—(1) The local board shall make regulations and orders requiring of producers, processors, packers, dealers and wholesalers all information necessary to monitor sales of turkeys.

(2) The local board shall establish a system for verification of sales.

(3) The local board shall provide all information obtained from the implementation of the system referred to in subsection (2) to the Agency when so requested by the Agency.

12. The local board shall take all reasonable steps to promote a high degree of co-operation between itself and the Agency and, without limiting the generality of the foregoing, shall,

- (a) make available to the Agency the records, minutes and decisions of the local board in relation to any matter that is of concern to the Agency;
- (b) allow any officer or employee of the Agency who is designated by the Agency for such purpose to attend meetings of the local board at which any matter that is of concern to the Agency is likely to be discussed and for such purpose shall give notice of all such meetings to the officer or employee so designated; and
- (c) give notice of each order or regulation that it proposes to make to the Agency that is likely to affect the Agency in its operations.

13. The authority and powers referred to in Regulation 385 of Revised Regulations of Ontario, 1980, are limited by and subject to the provisions of this Schedule. O. Reg. 428/74, Sched.

## REGULATION 387

### under the Farm Products Marketing Act

#### VEGETABLES FOR PROCESSING—PLAN

1. The plan in the Schedule is continued for the control and regulation of the marketing within Ontario of vegetables. R.R.O. 1970, Reg. 344, s. 1, *revised*.

2. The local board named in the Schedule is given the powers set out in subsection 15 (1), in paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 26 of subsection 15 (2) and in sections 50 and 110 of the *Co-operative Corporations Act*. O. Reg. 66/79, s. 16.

3. The members of the local board named in the Schedule shall be deemed to be the shareholders and the directors of the local board in the exercise of the powers vested in the local board under section 2. R.R.O. 1970, Reg. 344, s. 3.

#### Schedule

##### *Farm Products Marketing Act*

#### PLAN

1. This plan may be cited as "The Ontario Vegetable Growers' Marketing-for-Processing Plan".

2. In this plan,

(a) "processing" means,

(i) canning, dehydrating, drying, freezing, pickling or processing with sugar or sulphur dioxide or any other chemical or by heat, and combining or mixing a vegetable with one or more other vegetables, or

(ii) entering into a contract for the purchase of vegetables for the purpose of performing on the vegetables any of the operations mentioned in subclause (i);

(b) "processor" means a person engaged in the business of processing vegetables;

(c) "producer" means a person engaged in the production of vegetables;

(d) "vegetables" means green and wax beans, lima beans, red beets, cabbage, carrots, cauliflower, sweet corn, cucumbers, green peas, peppers, pumpkin and squash or tomatoes produced in Ontario other than green and wax beans, lima beans, red

beets, cabbage, carrots, cauliflower, sweet corn, cucumbers, green peas, peppers, pumpkin and squash or tomatoes produced in Ontario that are used for any purpose other than processing.

3.—(1) This plan provides for the control and regulation in any or all respects of the marketing within Ontario of vegetables.

(2) For the purposes of this plan,

(a) those parts of the counties of Northumberland, Peterborough and Victoria and The Regional Municipality of Durham that, on the 31st day of December, 1973, comprised the County of Durham are designated as the County of Durham;

(b) that part of The Regional Municipality of Haldimand-Norfolk that, on the 31st day of March, 1974, comprised the County of Haldimand is designated as the County of Haldimand;

(c) that part of The Regional Municipality of Haldimand-Norfolk that, on the 31st day of March, 1974, comprised the County of Norfolk is designated as the County of Norfolk;

(d) the County of Northumberland does not include the Town of Port Hope and the Township of Hope but includes the Township of South Monaghan;

(e) those parts of the County of Simcoe and The Regional Municipality of Durham that, on the 31st day of December, 1973, comprised the County of Ontario are designated as the County of Ontario;

(f) the County of Peterborough does not include the Village of Millbrook and the townships of Cavan and South Monaghan;

(g) the County of Simcoe does not include the townships of Mara and Rama;

(h) the County of Victoria does not include the Township of Manvers.

4. There shall be a local board to be known as "The Ontario Vegetable Growers' Marketing Board".

5. The local board shall be composed of twelve producer-members.

6. Members of the local board shall be elected or appointed in accordance with the provisions of the

plan and shall hold office until their successors are elected or appointed.

7. Producers are divided into eight districts as follows:

1. District 1, comprising the County of Essex.
2. District 2, comprising the County of Kent.
3. District 3, comprising the counties of Huron and Lambton.
4. District 4, comprising the counties of Elgin, Middlesex and Oxford.
5. District 5, comprising the counties of Brant, Norfolk, Grey and Simcoe.
6. District 6, comprising the County of Haldimand, the regional municipalities of Halton, Hamilton-Wentworth, Niagara, Peel and York and The Municipality of Metropolitan Toronto.
7. District 7, comprising the counties of Durham, Northumberland, Ontario, Peterborough and Victoria.
8. District 8, comprising the counties of Hastings, Lennox and Addington and Prince Edward.

8.—(1) Producers in each of the areas named as a county or regional municipality in section 7 form a county group of producers and, for the purposes of this subsection, The Municipality of Metropolitan Toronto is included in The Regional Municipality of York.

(2) A producer in a county or a territorial district not included in a district mentioned in section 7 may become a member of the group of producers nearest to his place of production.

9. There shall be a committee in each district to be known as the "District Vegetable Growers' Committee".

10. On or before the 15th day of November in each year the producers in each county group

shall elect one of its members for each 50 producers or fraction thereof to the District Vegetable Growers' Committee for the district in which the county group of producers is located.

11.—(1) On or before the 1st day of December in each year, each District Vegetable Growers' Committee may elect, from the producers in the district, members to the local board as follows:

1. District 1, three members.
2. District 2, three members.
3. District 3, one member.
4. District 4, one member.
5. District 5, one member.
6. District 6, one member.
7. District 7, one member.
8. District 8, one member.

(2) No person is eligible for election from any district to the local board unless he is a producer in the district.

12.—(1) Where in any year a District Vegetable Growers' Committee fails to elect one or more members to the local board in accordance with subsection 11 (1), the members elected to the local board shall at its first meeting after the 1st day of December of that year appoint such producer-members as are necessary to complete the local board.

(2) When a member elected or appointed to the local board dies or resigns before the 1st day of December of the year next following the date of his election or appointment, the members of the local board may appoint a producer-member for the unexpired term.

(3) Each producer-member appointed a member to the local board under subsection (1) or (2) shall be a producer in the district for which he is appointed. R.R.O. 1970, Reg. 344, Sched.; O. Reg. 51/72, ss. 1, 2; O. Reg. 293/73, s. 1; O. Reg. 132/77, ss. 1-5.

## REGULATION 388

### under the Farm Products Marketing Act

#### VEGETABLES FOR PROCESSING— MARKETING

##### 1. In this Regulation,

- (a) "local board" means The Ontario Vegetable Growers' Marketing Board;
- (b) "plan" means The Ontario Vegetable Growers' Marketing-for-Processing Plan;
- (c) "processing," means,
  - (i) canning, dehydrating, drying, freezing, pickling or processing with sugar or sulphur dioxide or any other chemical or by heat, and combining or mixing a vegetable with one or more other vegetables, or
  - (ii) entering into a contract for the purchase of vegetables for the purpose of performing on the vegetables any of the operations mentioned in subclause (i);
- (d) "processor" means a person engaged in the business of processing vegetables;
- (e) "producer" means a person engaged in the production of vegetables;
- (f) "vegetables" means green and wax beans, lima beans, red beets, cabbage, carrots, cauliflower, sweet corn, cucumbers, green peas, peppers, pumpkin and squash or tomatoes produced in Ontario other than green and wax beans, lima beans, red beets, cabbage, carrots, cauliflower, sweet corn, cucumbers, green peas, peppers, pumpkin and squash or tomatoes produced in Ontario that are used for any purpose other than processing. R.R.O. 1970, Reg. 345, s. 1; O. Reg. 141/77, s. 1.

2. This Regulation provides for the control and regulation in any or all respects of the marketing within Ontario of vegetables, including the prohibition of such marketing in whole or in part. O. Reg. 24/72, s. 1.

#### LICENCES

3.—(1) No person shall commence or continue to engage in the processing of vegetables except

under the authority of a licence as a processor of vegetables in Form 2.

(2) No licence in Form 2 shall be issued except upon application therefor in Form 1.

(3) A licence in Form 2 expires with the 31st day of January next following the date on which the licence is issued.

(4) A licence in Form 2 shall be issued to a processor without charge. R.R.O. 1970, Reg. 345, s. 3.

4.—(1) The Board may refuse to grant a licence where the applicant is not qualified by experience, financial responsibility and equipment to engage in properly the business of a processor, or for any other reason that the Board considers proper.

(2) The Board may suspend or revoke or refuse to renew a licence as a processor of vegetables for failure to observe, perform or carry out the provisions of the Act, the regulations, the plan or any order or direction of the Board or the local board. R.R.O. 1970, Reg. 345, s. 4.

#### POWERS OF LOCAL BOARD

5. The Board delegates to the local board the power,

- (a) to require persons engaged in producing or marketing vegetables to register their names, addresses and occupations with the local board;
- (b) to require persons engaged in producing or marketing vegetables including the completing and filing of returns to furnish such information relating to the production or marketing of vegetables as the local board determines;
- (c) to appoint persons to inspect the books, records, documents, lands and premises and any vegetables of persons engaged in producing or marketing vegetables;
- (d) to stimulate, increase and improve the marketing of vegetables by such means as it considers proper;
- (e) to co-operate with a marketing board, local board, marketing commission or marketing agency of Canada or of any



province in Canada for the purpose of marketing vegetables; and

- (f) to do such acts and make such orders and issue such directions as are necessary to enforce the due observance and carrying out of the provisions of the Act, the regulations and the plan. R.R.O. 1970, Reg. 345, s. 5; O. Reg. 24/72, s. 2.

6. The Board delegates to the local board its powers to make regulations with respect to vegetables,

- (a) providing for the licensing of any or all persons before commencing or continuing to engage in the producing of vegetables;
- (b) prohibiting persons from engaging in the producing of vegetables except under the authority of a licence;
- (c) providing for the refusal to grant a licence where the applicant is not qualified by experience, financial responsibility and equipment to engage in properly the business for which the application was made, or for any other reason that the local board considers proper;
- (d) providing for the suspension or revocation of, or the refusal to renew, a licence for failure to observe, perform or carry out the provisions of the Act, the regulations, the plan or any order or direction of the local board;
- (e) providing for the fixing of licence fees payable yearly, half-yearly, quarterly or monthly at different amounts or in instalments from any or all persons producing or marketing vegetables and the collecting of the licence fees and the recovering of such licence fees by suit in a court of competent jurisdiction;
- (f) prescribing the form of licences;
- (g) providing for the control and regulation of the marketing of vegetables, including the times and places at which vegetables may be marketed;
- (h) providing for the control and regulation of agreements entered into by producers of vegetables with persons engaged in marketing or processing vegetables and the prohibition of any provision or clause in such agreements;

- (i) requiring any person who produces and processes vegetables to furnish to the local board statements of the amounts of vegetables that he produced in any year and used for processing;

- (j) requiring that no charges, costs or expenses relating to the production or marketing of a vegetable shall be made other than such charges, costs or expenses as are provided in the agreement or award or renegotiated agreement or award in force for the marketing of the vegetable;

- (k) requiring any person who produces vegetables to offer to sell and to sell the vegetables through the local board;

- (l) prohibiting any person from processing, packing or packaging any vegetables that have not been sold by or through the local board; and

- (m) requiring any person who receives vegetables to deduct from the moneys payable for the vegetables, any licence fees payable to the local board by the person from whom he receives the vegetables, and to forward such licence fees to the local board. R.R.O. 1970, Reg. 345, s. 6; O. Reg. 24/72, s. 3; O. Reg. 23/74, s. 1; O. Reg. 265/77, s. 1; O. Reg. 518/77, s. 1.

7. The Board limits the powers of the local board under clause 6 (h) to matters that are not inconsistent with terms, conditions and forms of agreement settled under clause 12 (b) by a negotiating agency or awarded under subsection 16 (8) by an arbitration board.

O. Reg. 518/77, s. 2.

8.—(1) The Board authorizes the local board to use any class of licence fees, service charges and other moneys payable to it, for the purposes of paying the expenses of the local board, carrying out and enforcing the Act and the regulations and carrying out the purposes of the plan. O. Reg. 24/72, s. 4.

(2) The Board authorizes the local board to establish a fund in connection with the plan for the payment of any moneys that may be required for the purposes mentioned in subsection (1). R.R.O. 1970, Reg. 345, s. 7 (2).

9. The Board authorizes the local board to require the price or prices payable or owing to the producers for vegetables to be paid to or through the local board. R.R.O. 1970, Reg. 345, s. 8.

10. The Board authorizes the local board to prohibit the marketing locally within Ontario of any class, variety, grade or size of vegetables. R.R.O. 1970, Reg. 345, s. 9.

#### NEGOTIATING AGENCIES

11.—(1) There shall be twelve negotiating agencies to be known as,



- (a) "The Negotiating Committee for Green and Wax Beans";
- (b) "The Negotiating Committee for Lima Beans";
- (c) "The Negotiating Committee for Red Beets";
- (d) "The Negotiating Committee for Cabbage";
- (e) "The Negotiating Committee for Carrots";
- (f) "The Negotiating Committee for Cauliflower";
- (g) "The Negotiating Committee for Sweet Corn";
- (h) "The Negotiating Committee for Cucumbers";
- (i) "The Negotiating Committee for Green Peas";
- (j) "The Negotiating Committee for Peppers";
- (k) "The Negotiating Committee for Pumpkin and Squash";
- (l) "The Negotiating Committee for Tomatoes". O. Reg. 141/77, s. 2 (1).

(2) Each negotiating agency named in subsection (1) shall be composed of not more than six persons of whom not more than three shall be appointed annually by processors of the vegetable mentioned in the clause and an equal number shall be appointed by the local board. O. Reg. 141/77, s. 2 (2).

(3) The local board and the processors shall appoint their respective members to the negotiating agencies named in subsection (1) and shall notify the Board in writing of their names and addresses not later than the 18th day of December in each year. O. Reg. 141/77, s. 2 (4).

(4) Subject to subsections (5) and (6), the members of the negotiating agencies appointed under subsection (2) are and remain members until the 17th day of December of the year next following the year in which the members were appointed. O. Reg. 141/77, s. 2 (6).

(5) Where a member of a negotiating agency appointed under subsection (2) dies or resigns or is unable to act because of injury, illness or circumstances beyond his control, before the expiration of his term of membership, the local board or the processors, as the case may be, who appointed him shall appoint a person for the unexpired term of the member who died, resigned or was unable to act. O. Reg. 141/77, s. 2 (8).

(6) Where the local board or the processors, as the case may be, fail to make an appointment

under subsection (5) within seven days after a vacancy occurs, the Board shall appoint such persons as are necessary to complete the negotiating agency.

(7) Where the local board or the processors, as the case may be, fail to appoint the persons under subsection (2), the Board shall appoint such persons as are necessary to complete the negotiating agency. R.R.O. 1970, Reg. 345, s. 10 (6, 7).

12. Each negotiating agency named in clauses 11 (1) (a) to (l) is empowered to adopt or settle by agreement in respect of the vegetable or vegetables for which it was appointed,

- (a) minimum prices for the vegetables or for any class, variety, grade or size thereof;
- (b) terms, conditions and forms of agreement relating to the producing or marketing of the vegetable or vegetables; and
- (c) any charges, costs or expenses relating to the production or marketing of the vegetable or vegetables. O. Reg. 48/74, s. 2.

13. A meeting of a negotiating agency may be convened by a notice in writing given by the members of the negotiating agency appointed by the local board, or by the members of the negotiating agency appointed by the processors, to the other members of the negotiating agency at least five days but not more than seven days before the date of the meeting, stating the time and place of the meeting. O. Reg. 294/73, s. 5.

14.—(1) Subject to subsection (7), where a negotiating agency has met and does not arrive at an agreement respecting all matters that it is empowered to adopt or settle by agreement, the negotiating agency may refer the matters in dispute to a conciliation board.

(2) A conciliation board shall be composed of three members.

(3) One member shall be appointed by the members of the negotiating agency appointed by the local board and one other member shall be appointed by the members of the negotiating agency appointed by the processors.

(4) Where two members are appointed to a conciliation board in accordance with subsection (3), the two members so appointed may appoint a third member to the conciliation board.

(5) The negotiating agency shall submit to the conciliation board a statement or statements of the matters in dispute.

(6) The conciliation board shall,

- (a) endeavour to effect agreement on any matter referred to it under subsection (5); and

- (b) recommend adoption of any agreement effected under clause (a) to the negotiating agency.

(7) A conciliation board can not act later than seven days prior to the date referred to respecting the vegetables in question in subsection 15 (1). O. Reg. 141/77, s. 3.

#### ARBITRATION

15.—(1) Where a meeting of a negotiating agency is not held in accordance with the notice required by section 13, or where a meeting is held and the negotiating agency does not arrive at an agreement respecting all matters that it is empowered to adopt or settle by agreement, or where the negotiating agency decides that an agreement cannot be reached and so notifies the Board,

- (a) in the case of tomatoes, green peas, sweet corn or cucumbers, on or before the 28th day of February;
- (b) in the case of red beets, cabbage, carrots, green and wax beans and peppers, on or before the 15th day of March; or
- (c) in the case of lima beans, cauliflower or pumpkin and squash, on or before the 22nd day of March,

in any year, the matters in dispute shall be referred by the Board to an Arbitration Board. R.R.O. 1970, Reg. 345, s. 13 (1); O. Reg. 294/73, s. 6; O. Reg. 49/74, s. 1; O. Reg. 141/77, s. 4.

(2) Where a negotiating agency does not arrive at an agreement on all matters that it is empowered to adopt or settle by agreement, it shall submit in writing to the Board a statement or statements of the matters in dispute and a statement of the final position on each such matter of both,

- (a) the members of the negotiating agency appointed by the local board; and
- (b) the members of the negotiating agency appointed by the processors. O. Reg. 913/80, s. 1.

16.—(1) An Arbitration Board shall be composed of three members. R.R.O. 1970, Reg. 345, s. 14 (1).

(2) One member shall be appointed by the members of the negotiating agency appointed by the local board and one other member shall be appointed by the members of the negotiating agency appointed by the processors. O. Reg. 141/77, s. 5 (1).

(3) Where two members are appointed to an Arbitration Board in accordance with subsection (2), the two members so appointed may appoint a third member to the Arbitration Board but, where the two members do not appoint the third member within seven days after the date mentioned in clause 15 (1) (a), (b) or (c), as the case may be, in any year, the Board shall appoint the third member. O. Reg. 294/73, s. 7, *part*.

(4) Where a member of a Board of Arbitration dies, resigns or is unable to act because of injury, illness or circumstances beyond his control, before it has made an award, the members of the negotiating agency appointed by the local board, the members of the negotiating agency appointed by the processors or the Board, as the case may be, shall appoint a person in the stead of the member who died, resigned or was unable to act.

(5) Where the members of the negotiating agency appointed by the local board or the members of the negotiating agency appointed by the processors, as the case may be, fail to make an appointment under subsection (4) within seven days after a vacancy occurs, the Board shall appoint such persons as are necessary to complete the Arbitration Board. O. Reg. 141/77, s. 5 (2).

(6) Where the members of the negotiating agency appointed by the local board or the members of the negotiating agency appointed by the processors do not appoint a member to the Arbitration Board in accordance with subsection (2) within seven days after the date mentioned in clause 15 (1) (a), (b) or (c), as the case may be, the Board shall appoint such members as are necessary to complete the Arbitration Board. O. Reg. 294/73, s. 7, *part*.

(7) The Board shall submit to the Arbitration Board any statement or statements received from the negotiating agency under subsection 15 (2).

(8) Subject to subsection (9), the Arbitration Board shall meet forthwith after the appointment of the three members thereof and shall make an award in respect of the matters referred to it, or all matters that the negotiating agency for the vegetable or vegetables was empowered to adopt or settle by agreement, as the case may be.

(9) Where a negotiating agency does not arrive at an agreement on all matters that it is empowered to adopt or settle by agreement, the Arbitration Board shall, with respect to each such matter, make its award only on the basis of one or the other of the final positions respecting such matter set out in the statement or statements referred to in subsection 15 (2). O. Reg. 913/80, s. 2.

Form 1

Farm Products Marketing Act

APPLICATION FOR LICENCE  
AS A PROCESSOR OF VEGETABLES

To: The Farm Products Marketing Board:

.....  
(name of applicant)

.....  
(address)

makes application for a licence as a processor of vegetables under the *Farm Products Marketing Act*.

Dated at .....this.....day of....., 19....

.....  
(signature of applicant)

.....  
(where applicant is a corporation  
or partnership, signature of  
person authorized to sign)

.....  
(office)

R.R.O. 1970, Reg. 345, Form 1.

Form 2

Farm Products Marketing Act

LICENCE AS A PROCESSOR OF VEGETABLES

Under the *Farm Products Marketing Act* and the regulations, and subject to the limitations thereof, this licence is issued

to.....  
(name)

of.....  
(address)

to engage in the processing of vegetables.

This licence expires with the 31st day of January next following the date of issue.

Issued at Toronto, this.....day of....., 19...

THE FARM PRODUCTS MARKETING BOARD:

.....  
Chairman

.....  
Secretary

R.R.O. 1970, Reg. 345, Form 2.



## REGULATION 389

### under the Farm Products Marketing Act

#### WHEAT—PLAN

1. The plan in the Schedule is continued for the control and regulation of the marketing within Ontario of wheat. R.R.O. 1970, Reg. 346, s. 1, *revised*.

2. The local board named in the Schedule is given the powers set out in subsection 15 (1), in paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 26 of subsection 15 (2) and in sections 50 and 110 of the *Co-operative Corporations Act*. O. Reg. 66/79, s. 17.

3. The members of the local board named in the Schedule shall be deemed to be the shareholders and the directors of the local board in the exercise of the powers vested in the local board under section 2, R.R.O. 1970, Reg. 346, s. 3.

#### Schedule

##### *Farm Products Marketing Act*

#### PLAN

1. This plan may be cited as "The Ontario Wheat Producers' Marketing Plan".

2. In this plan,

- (a) "producer" means a person engaged in the production of wheat;
- (b) "wheat" means wheat of every variety produced in Ontario.

3. This plan applies to the control and regulation in any or all respects of the marketing within Ontario of wheat.

4. There shall be a local board to be known as "The Ontario Wheat Producers' Marketing Board".

5. The local board shall be composed of ten producer-members elected or appointed in accordance with sections 10 and 11.

6. Producers are divided into ten districts as follows:

- 1. District 1, comprising the County of Essex.
- 2. District 2, comprising the County of Kent.

3. District 3, comprising the County of Lambton.

4. District 4, comprising the counties of Elgin and Middlesex.

5. District 5, comprising the counties of Brant, Oxford, Perth and Wellington and The Regional Municipality of Waterloo.

6. District 6, comprising the regional municipalities of Haldimand-Norfolk, Halton, Hamilton-Wentworth and Niagara.

7. District 7, comprising the counties of Bruce, Grey and Huron.

8. District 8, comprising the counties of Dufferin and Simcoe and the regional municipalities of Durham, Peel and York.

9. District 9, comprising the counties of Hastings, Lennox and Addington, Northumberland, Peterborough, Prince Edward and Victoria.

10. District 10, comprising those parts of Ontario that are not included in districts 1 to 9.

7. Producers in each county, provisional county, regional municipality, district municipality or territorial district form a county group.

8. There shall be a committee in each district to be known as "The District Wheat Producers' Committee".

9. On or before the first day of March in each year, the producers in each county group may elect, from its members, one representative to the District Wheat Producers' Committee for the district in which the producers are located for each 250 producers or fraction thereof in the county group.

#### ELECTION OF MEMBERS TO LOCAL BOARDS

10. —(1) On or before the 15th day of March in each year, each District Wheat Producers' Committee may elect, from the producers in the district, one member to the local board.

(2) No person is eligible for election from any district to the local board unless he is a producer in the district but in no case shall he be elected to represent more than one district.



(3) On or before the 31st day of March in each year, the members of all District Wheat Growers' Committees may elect the member from any district to the local board where an election for that district has not taken place under subsection (1).

11.—(1) At its first meeting after the 31st day of March the members elected to the local board shall appoint such producer-members as are necessary to complete the local board.

(2) When a member elected or appointed to the local board dies or resigns before the 31st day of March of the year next following the date of his

election or appointment, the members of the local board may appoint a producer-member for the unexpired term.

(3) Each producer-member appointed a member to the local board under subsection (1) or (2) shall be a producer in the district for which he is appointed.

(4) Each producer-member of the local board shall be elected or appointed to hold office until the 31st day of March of the year next following his election or appointment. R.R.O. 1970, Reg. 346, Sched.; O. Reg. 132/73, s. 1; O. Reg. 605/74, s. 9; O. Reg. 866/77, ss. 1-3.

## REGULATION 390

### under the Farm Products Marketing Act

#### WHEAT—MARKETING

##### INTERPRETATION

#### 1. In this Regulation,

- (a) "agent" means a person who receives wheat from a producer as an agent of the local board;
- (b) "local board" means The Ontario Wheat Producers' Marketing Board;
- (c) "plan" means The Ontario Wheat Producers' Marketing Plan;
- (d) "processing" includes cleaning, drying, treating, turning, washing, grinding, rolling, pulverizing, cracking, crimping or distilling, with or without other ingredients, and processing or manufacturing articles of food or drink in whole or in part from wheat;
- (e) "processor" means a person engaged in processing wheat;
- (f) "producer" means a person engaged in the production of wheat;
- (g) "wheat" means wheat of every variety produced in Ontario. O. Reg. 413/73, s. 1; O. Reg. 391/77, s. 1.

2. This Regulation provides for the control and regulation in any or all respects of the marketing within Ontario of wheat, including the prohibition of such marketing in whole or in part. O. Reg. 413/73, s. 2.

#### 3. The Board exempts from this Regulation,

- (a) wheat used on the farm on which it was produced; and
- (b) wheat sold by a producer directly to another producer and used by that other producer on his farm. O. Reg. 413/73, s. 3.

##### LICENCES

4.—(1) No person shall commence or continue to engage in the producing of wheat except under the authority of a licence as a producer of wheat in Form 1.

(2) Every producer while not in default of payment of the fees required to be paid under section 5

shall be deemed to be the holder of a licence in Form 1. O. Reg. 413/73, s. 4.

5.—(1) Every producer shall pay to the local board licence fees at the rate of \$1 for each tonne of wheat produced by him. O. Reg. 1044/80, s. 1.

(2) Any person who receives wheat from a producer shall deduct from the moneys payable for the wheat any licence fees payable by the producer to the local board when he receives the wheat and shall forward such licence fees to the local board.

(3) Every producer shall pay to the local board not later than the 15th day of any month, all licence fees payable by him in respect of wheat sold by him in the preceding month that were not deducted and forwarded to the local board under subsection (2).

O. Reg. 413/73, s. 5 (2, 3).

6.—(1) Any person who produces and processes wheat shall, not later than the 15th day of January in each year, furnish to the local board a statement of the amount of all wheat that was produced by him and used for processing by him in the preceding year and shall state when such wheat was produced. O. Reg. 413/73, s. 6 (1).

(2) Every person who produces and processes wheat shall pay to the local board licence fees at the rate of \$1 for each tonne of wheat produced by him. O. Reg. 1044/80, s. 2.

(3) Every person who produces and processes wheat shall forward to the local board the licence fees payable by him under subsection (1) in any month not later than the 15th day of the following month. O. Reg. 413/73, s. 6 (3).

7. The local board may recover from any person by suit in a court of competent jurisdiction any licence fees payable to the local board. O. Reg. 413/73, s. 7.

##### POWERS OF LOCAL BOARD

8.—(1) The Board authorizes the local board to use the licence fees and other moneys payable to it for the purpose of paying the expenses of the local board, carrying out and enforcing the Act and the regulations and carrying out the purposes of the plan.

(2) The Board authorizes the local board to establish a fund in connection with the plan for the payment of any moneys that may be required for the purposes mentioned in subsection (1).

(3) The Board delegates to the local board its power,

- (a) to require persons engaged in producing or marketing wheat to register their names, addresses and occupations with the local board;
- (b) to require persons engaged in producing or marketing wheat to furnish such information relating to the production or marketing of wheat, including completing and filing of returns, as the local board determines;
- (c) to appoint persons to inspect the books, records, documents, lands and premises and any wheat of persons engaged in the marketing of wheat;
- (d) to stimulate, increase and improve the marketing of wheat by such means as it considers proper;
- (e) to co-operate with a marketing board, local board, marketing commission or marketing agency of Canada or of any province in Canada for the purpose of marketing wheat; and
- (f) to do such acts and make such orders and issue such directions as are necessary to enforce the due observance and carrying out of the provisions of the Act, the regulations and the plan. O. Reg. 413/73, s. 8.

9. Subject to section 4, the Board delegates to the local board its powers to make regulations with respect to wheat,

- (a) providing for the licensing of any or all persons before commencing or continuing to engage in the marketing of wheat;
- (b) prohibiting persons from engaging in the marketing of wheat except under the authority of a licence;
- (c) providing for the refusal to grant a licence where the applicant is not qualified by experience, financial responsibility and equipment to engage properly in the business for which the application was made, or for any other reason that the local board considers proper;
- (d) providing for the suspension or revocation of, or the refusal to renew, a licence for failure to observe or perform, or carry out the provisions of the Act, the regulations, the plan or any order or direction of the Board or local board;
- (e) prescribing the form of licences;
- (f) subject to section 3, providing for the exemption from any or all of the regula-

tions, orders or directions under the plan of any class, variety, grade or size of wheat, or any person or class of persons engaged in the producing or marketing of wheat or any class, variety, grade or size of wheat;

- (g) requiring the furnishing of security or proof of financial responsibility by any person engaged in the marketing of wheat and providing for the administration and disposition of any moneys or securities so furnished;
- (h) providing for the control and regulation of the marketing of wheat, including the times and places at which wheat may be marketed;
- (i) requiring any person who produces wheat to offer to sell and to sell the wheat to or through the local board;
- (j) prohibiting any person from processing, packing or packaging any wheat that has not been sold to, by or through the local board;
- (k) providing for the control and regulation of agreements entered into by producers of wheat with persons engaged in marketing or processing wheat, and the prohibition of any provision or clause in such agreements; and
- (l) providing for the making of agreements relating to the marketing of wheat by or through the local board and prescribing the forms and terms and conditions of such agreements. O. Reg. 413/73, s. 9.

#### APPOINTMENT OF AGENTS

10. The Board authorizes the local board to appoint agents, to prescribe their duties and terms and conditions of employment and to provide for their remuneration. O. Reg. 413/73, s. 10.

#### MARKETING OF WHEAT

11.—(1) All wheat shall be marketed by or through the local board.

(2) No person shall market wheat except by or through the local board. O. Reg. 413/73, s. 11.

12. The Board vests in the local board the following powers:

- 1. To direct and control, by order or direction, either as principal or agent, the marketing of wheat including the times and places at which wheat may be marketed.

- 2. To determine the quantity of each class, variety, grade and size of wheat that shall be marketed by each producer.
- 3. To prohibit the marketing of any class, variety, grade or size of wheat.
- 4. To determine from time to time the price or prices that shall be paid to producers or to the local board, as the case may be, for wheat or any class, variety, grade or size of wheat and to determine different prices for different parts of Ontario.
- 5. To fix and impose service charges from time to time for the marketing of wheat.
- 6. To require the price or prices payable or owing to the producer for wheat to be paid to or through the local board.
- 7. To collect from any person by suit in a court of competent jurisdiction the price or prices or any part thereof of wheat.
- 8. To purchase or otherwise acquire such quantity or quantities of wheat as the local board considers advisable and to sell or otherwise dispose of any wheat so purchased or acquired.
- 9. To pay from service charges imposed under paragraph 5 its expenses in carrying out the purposes of the plan.
- 10. To pay to the producers the price or prices for wheat less service charges imposed under paragraph 5 and to fix the times at which or within which such payments shall be made. O. Reg. 413/73, s. 12.

13. Each payment under paragraph 10 of section 12 shall be accompanied by a statement showing the class, variety, grade or size and the quantity of wheat marketed, the price or prices paid and the particulars of the service charges imposed. O. Reg. 444/73, s. 1.

14. The Board authorizes the local board to conduct a pool or pools for the distribution of all moneys received from the sale of wheat, and after deducting all necessary and proper disbursements and expenses, to distribute the remainder of the moneys received from the sale in such manner that every producer receives a share of the remainder of the moneys received from the sale in relation to the amount, class, variety, grade or size of wheat delivered by him, and authorizes the local board to make an initial payment on delivery of the wheat and subsequent payments until all of the remainder of the moneys received from the sale is distributed to the producers. O. Reg. 413/73, s. 14.

Form 1

Farm Products Marketing Act

LICENCE AS A PRODUCER OF WHEAT

Under the *Farm Products Marketing Act* and the regulations, and subject to the limitations thereof, this licence is issued

to.....  
(name)

of.....  
(address)

to grow wheat.

Issued at Toronto, this.....day of....., 19....

THE FARM PRODUCTS MARKETING BOARD:

.....  
Chairman

.....  
Secretary

O. Reg. 413/73, Form 1.





## REGULATION 391

### under the Farm Products Payments Act

#### GENERAL

#### 1. In this Regulation,

- (a) "cream" means cream separated from milk on the farm on which the milk is produced and supplied to a creamery in Ontario for manufacture into creamery butter;
- (b) "creamery" means premises in which cream is manufactured into creamery butter;
- (c) "dairy" means premises in which milk is processed into fluid milk products;
- (d) "Director" means the Director of the Farm Products Quality Branch;
- (e) "distributor" means a person engaged in selling or distributing fluid milk products directly or indirectly to consumers;
- (f) "grade A milk" means milk designated as grade A milk by section 1 of Regulation 622 of Revised Regulations of Ontario, 1980 under the *Milk Act* and supplied to a distributor or dairy in Ontario;
- (g) "industrial milk" means milk designated as industrial milk by section 1 of Regulation 622 of Revised Regulations of Ontario, 1980 under the *Milk Act* and supplied to an industrial milk plant in Ontario;
- (h) "industrial milk plant" means a cheese factory, concentrated milk plant, cream receiving station or milk receiving station as defined in the *Milk Act* and includes premises in which milk is manufactured into creamery butter;
- (i) "milk" means milk from cows or goats;
- (j) "producer" means a producer of milk or cream. R.R.O. 1970, Reg. 348, s. 1; O. Reg. 899/75, s. 1; O. Reg. 32/79, s. 1.

2. The fund for producers of milk or cream known as "The Fund for Milk and Cream Producers", hereinafter referred to as the "Fund", is continued. R.R.O. 1970, Reg. 348, s. 2.

3. The Milk Commission of Ontario is designated as the Board to administer the Fund, and is hereinafter referred to as the "Board". R.R.O. 1970, Reg. 348, s. 3.

4. Milk and cream are designated as farm products. R.R.O. 1970, Reg. 348, s. 4.

5. The Ontario Milk Marketing Board, as constituted under the *Milk Act*, is designated as a producer. R.R.O. 1970, Reg. 348, s. 5.

6.—(1) Every dealer who is a distributor or operator of a dairy shall pay to the Board a fee of \$4 for each \$1,000 or part thereof of the average value of grade A milk purchased from producers.

(2) Every dealer who is the operator of an industrial milk plant shall pay to the Board a fee of \$4 for each \$1,000 or part thereof of the average value of industrial milk purchased from producers.

(3) Every dealer who is the operator of a creamery shall pay to the Board a fee of \$4 for each \$1,000 or part thereof of the average value of cream purchased from producers.

(4) Every dealer shall pay the fee or fees prescribed by subsections (1), (2) and (3), in each year, on or before the date on which the dealer's licence as a distributor or operator of an industrial milk plant or operator of a creamery, as the case may be, becomes effective. R.R.O. 1970, Reg. 348, s. 6 (1-4).

(5) For the purposes of subsection (6), the average daily value of,

- (a) grade A milk;
- (b) industrial milk; or
- (c) cream,

shall be the amount obtained by dividing the value of the grade A milk, the industrial milk or the cream, as the case may be, that was delivered to the dealer by producers during the previous calendar year by the number of days in the year or part thereof on which such milk or cream was delivered.

(6) The average value of grade A milk for the purposes of subsection (1), of industrial milk for the purposes of subsection (2), or of cream for the purposes of subsection (3), as the case may be, shall be,

- (a) where producers are paid on a daily cash basis, the amount obtained by multiplying the average daily value by seven;
- (b) where producers are paid on a weekly credit basis, the amount obtained by multiplying the average daily value by fifteen;

(c) where producers are paid on a bi-weekly or twice-a-month credit basis, the amount obtained by multiplying the average daily value by thirty;

(d) where producers are paid on a monthly credit basis, the amount obtained by multiplying the average daily value by forty-five; or

(e) where the dealer is commencing business, such amount as the Board determines.

(7) The average value of,

(a) grade A milk for the purposes of subsection (1);

(b) industrial milk for the purposes of subsection (2); or

(c) cream for the purposes of subsection (3),

shall not exceed \$100,000 in each case in respect of any one dealer. R.R.O. 1970, Reg. 248, s. 6 (5-7).

7.—(1) An application for payment from the Fund shall be made to the Board in Form 1.

(2) A separate application shall be made to the Board in respect of each dealer against whom a producer has a claim.

(3) An application in Form 1 shall be made not later than the 30th day next following the date on which,

(a) the payment in respect of which the application is made became due; or

(b) the whole or any part of the dealer's assets has been placed in the hands of a trustee for distribution under the *Bankruptcy Act* (Canada) or the *Bulk Sales Act*. R.R.O. 1970, Reg. 348, s. 7.

8. On receipt of an application under section 7, the Board shall,

(a) give notice to the dealer by registered mail of the producer's claim for payment; and

(b) notify the Director. R.R.O. 1970, Reg. 348, s. 8; O. Reg. 899/75, s. 2.

9. Where the Board determines that a claim is not valid, it shall refuse payment of the claim and shall give notice of the refusal by registered mail to the producer and to the dealer, and shall notify the Director. O. Reg. 899/75, s. 3.

10. Where the Board determines that a claim is valid, it shall,

(a) make payment to the producer from the Fund; and

(b) notify the dealer and the Director. R.R.O. 1970, Reg. 348, s. 10; O. Reg. 899/75, s. 4.

11.—(1) Where the Board makes a payment from the Fund, the dealer in respect of whom the payment is made shall,

(a) pay to the Board; or

(b) commence to pay by instalments in accordance with an undertaking approved by the Board,

the amount paid from the Fund less the amount, if any, paid to the Board from the sale of security deposited by the dealer with the Director under Regulation 629 of Revised Regulations of Ontario, 1980.

(2) Where a dealer fails,

(a) to comply with the provisions of subsection (1); or

(b) to make any instalment payment as it becomes due under an undertaking referred to in clause (1) (b),

the Board shall notify the Director. O. Reg. 899/75, s. 5.

12.—(1) The Board may refuse to make payment in respect of a claim,

(a) subject to subsection (2), where a producer claims payment in respect of a dealer who is not the holder of a licence under Regulation 629 of Revised Regulations of Ontario, 1980;

(b) where any cheque received by a producer from a dealer is dishonoured by non-acceptance or non-payment unless the producer has presented the cheque for payment within ten days of the date on which he received it;

(c) where a producer fails to make his application in Form 1 within the time prescribed by subsection 7 (3); or

(d) where a producer has made an arrangement with the dealer whereby the time on which payment becomes due is extended. R.R.O. 1970, Reg. 348, s. 12 (1).

(2) A producer may be paid from the Fund where his claim is made in respect of milk or cream delivered to a dealer prior to the date on which he received notice from the Director that the licence of the dealer had been suspended or revoked or had not been renewed. O. Reg. 899/75, s. 6.

13. The Board, having regard to the circumstances of a case, may make payment from the

Fund where a claim for payment is made in substantial conformity with subsection 7 (3). R.R.O. 1970, Reg. 348, s. 13.

14. The amount that may be paid out of the Fund to a producer on any application shall not exceed the payment due for milk or cream for a period of sixty days. R.R.O. 1970, Reg. 348, s. 14.

Form 1

Farm Products Payments Act

APPLICATION FOR PAYMENT FROM  
THE FUND FOR MILK AND CREAM  
PRODUCERS

To: The Milk Commission of Ontario,  
Legislative Buildings,  
Toronto, Ontario.

.....  
(name of applicant)

.....  
(address)

hereby applies for payment from the Fund under the *Farm Products Payments Act* and the regulations, and in support of this application the following facts are stated:

1. I am a producer of: grade A milk ( );  
industrial milk ( ); cream ( ).

2. Names and address of: dairy ( ); distributor ( );  
industrial milk plant ( ); creamery ( ) to  
which delivery made:.....  
.....

3. Period for which non-payment is claimed:  
from.....to.....

4. The whole or part of the dealer's assets was placed  
in the hands of a trustee for distribution under the  
*Bankruptcy Act* (Canada) or the *Bulk Sales Act*  
on the.....day of....., 19....

5. Additional information: .....  
.....  
.....

Dated at....., this.....day of.....,  
19....

.....  
(signature of applicant)



REGULATION 392

under the Fire Departments Act

FILING IN SUPREME COURT OF  
DECISION OF ARBITRATOR OR  
ARBITRATION BOARD

1. A copy of a decision of an arbitrator or arbitration board for filing in the office of the Registrar of the Supreme Court under subsection 7 (8) of the Act shall be in Form 1. R.R.O. 1970, Reg. 351, s. 1.

Form 1

Fire Departments Act

In the matter of the decision of an arbitrator or arbitration board under section 7 of the *Fire Departments Act*.

Between :

Complainant,

— and —

Respondent.

To: The Registrar of the Supreme Court:

....., being a  
(name)

.....  
(party, municipality, trade union or full-time fire fighter)

\*Strike out if not applicable. affected by the decision of \*an arbitrator or \*arbitration board under section 7 of the *Fire Departments Act* hereby files a copy of the decision under the said section 7.

The decision was made under the following circumstances:

- 1. Arbitrator or Members of Board of Arbitration.
- 2. Appearances for Complainant.
- 3. Appearances for Respondent.
- 4. Date and Place of Hearing.
- 5. Date of Decision.
- 6. Date of Delivery of Decision.
- \*7. Date provided in Decision for Compliance.

The decision, exclusive of the reasons therefor, reads as follows:

The respondent has failed to comply with the decision.

Dated at....., this.....day of....., 19....

I certify that the copy of the decision is a true copy and the particulars set out herein are within my knowledge and are accurate.

.....  
(signature of person filing or, where person filing is a corporation or trade union, of an officer authorized in that behalf)

R.R.O. 1970, Reg. 351, Form 1.





## REGULATION 393

under the Fire Departments Act

### STANDARDS FOR PUMPERS

1. The standard for a self-propelled motorized fire pumper purchased by any municipality or offered for sale by any person to a municipality shall be a pumper not more than fifteen years old since the time of its original manufacture and sale. R.R.O. 1970, Reg. 352, s. 1.

2. Where a self-propelled motorized fire pumper is purchased by a municipality or fire area with a population of over 1,000 persons, and Ontario contributes towards the purchase price, the pumper shall,

(a) have a pump,

- (i) with a rated capacity of not less than 420 Imperial Gallons per minute at a net pump pressure of 120 pounds per square inch as evidenced by a test for a continuous period of two hours,

capable of delivering 50 per cent of the rated capacity at 200 pounds net pressure and  $33\frac{1}{3}$  per cent of the rated capacity at 250 pounds net pump pressure, as evidenced by a test for a continuous period of one-half an hour in each case, and

- (ii) midship-mounted or rear-mounted on the chassis of a self-propelled motor truck with an enclosed cab capable of seating a crew of not less than five persons; and

- (b) when loaded, from a standing start attain a speed of 35 miles per hour within 35 seconds, and a top speed of 50 miles per hour, as evidenced by two tests in opposite directions over the same route on a level paved roadway. R.R.O. 1970, Reg. 352, s. 2.



REGULATION 394

under the Fire Marshals Act

GENERAL

DUTIES

1. It is the duty of the Fire Marshal, with the assistance of the Deputy Fire Marshal, district deputy fire marshals, inspectors, officers, clerks and servants of the Fire Marshal's Office, to carry out the provisions of the Act and this Regulation, and the Deputy Fire Marshal, district deputy fire marshals, inspectors, officers, clerks and servants shall, under the direction of the Fire Marshal, carry out such duties in the enforcement of the Act and this Regulation as are assigned to them from time to time by the Fire Marshal. R.R.O. 1970, Reg. 353, s. 1.

2.—(1) Where an officer, other than the Fire Marshal, making an inspection under section 18 of the Act, proposes to make an order against any property owned or leased by any municipality that has become subject to Part III of the *Municipal Affairs Act*, he shall notify the Fire Marshal of his intention so to do at least five days before making the order.

(2) The officer making an order under section 18 of the Act shall file a copy of the order with the Fire Marshal within five days of the service of the order upon the person named therein. R.R.O. 1970, Reg. 353, s. 2.

3. The Fire Marshal, and under his direction the Deputy Fire Marshal, district deputy fire marshals, inspectors and assistants to the Fire Marshal may, under section 18 of the Act, enforce the regulations under the *Gasoline Handling Act*. R.R.O. 1970, Reg. 353, s. 3.

4. Without limiting the right to inspect and to issue orders under section 18 of the Act, the Fire Marshal may advise and consult with municipal authorities in the drafting and enforcement of by-laws under the authority of the *Municipal Act* with regard to establishments for dry cleaning and dry dyeing purposes as provided in section 19 of the Act. R.R.O. 1970, Reg. 353, s. 4.

ADVISORY COMMITTEE

5. The Lieutenant Governor in Council may from time to time appoint an advisory committee to consider any matter referred to it by the Minister. R.R.O. 1970, Reg. 353, s. 5.

RECORDS AND RETURNS

6.—(1) The Fire Marshal shall keep such registers, books and records as are required by the Minister.

(2) The Fire Marshal shall submit an annual report to the Minister and shall furnish or make such other reports and findings as the Minister from time to time requires or directs.

(3) Information and returns required by the Act or this Regulation to be furnished or made to the Fire Marshal shall, unless the Fire Marshal otherwise directs, be on forms provided by the Fire Marshal and shall contain such information as is required by the Fire Marshal. R.R.O. 1970, Reg. 353, s. 6.

7. Reports by assistants to the Fire Marshal under section 8 of the Act and reports by insurance companies and insurance adjusters and others under section 9 of the Act shall contain such statistical information in respect of fires, property destroyed, damaged or endangered by fire, and fire insurance, as is required from time to time by the Fire Marshal. R.R.O. 1970, Reg. 353, s. 7.

WITNESS FEES AND ALLOWANCES

8.—(1) The fees for persons attending to give evidence under section 14 of the Act, are,

- (a) for persons summoned as witnesses, each day in attendance..... \$ 6
- (b) for barristers, solicitors, physicians and surgeons, when called upon to give evidence in consequence of any professional service rendered by them or to give professional opinions, each day in attendance..... 15
- (c) for engineers, accountants, surveyors, architects, fire chiefs and other fire officers, when called upon to give evidence in consequence of any professional service rendered by them or to give evidence depending upon their skill or judgment, each day in attendance..... 15

(2) A witness who travels to the place of hearing by private automobile is entitled to expenses of 10 cents a mile each way for each mile necessarily travelled in coming from and returning to his place of residence or place of service, whichever is the nearer to the place of hearing but, where the hearing is held in the local municipality in which the witness resides, the total amount shall not exceed 75 cents.

(3) A witness who travels to the place of hearing by a means other than private automobile is entitled to expenses of the amount of the fare actually paid for the transportation from his place of residence to the place of hearing and return.

(4) A witness who is required to attend the hearing on more than one day and who returns to his place of residence at night is entitled to the travelling allowance mentioned in subsections (2) and (3), as the case may be, in respect of each days attendance.

(5) Where a witness does not reside in the local municipality in which the hearing is held and it is desirable that he remain overnight at the place of hearing, he is entitled to expenses of the amount reasonably and actually paid by him for living expenses, but not more than \$8 for each night. R.R.O. 1970, Reg. 353, s. 8.

#### THE FIRE SERVICES LONG SERVICE MEDAL

9.—(1) In this section, service as a member of the public fire services shall include,

- (a) service as a full-time fire fighter or a volunteer fire fighter as defined in the *Fire Departments Act*;
- (b) employment in the service of the Crown in right of Ontario or any agency of the Crown in right of Ontario as a fire fighter or in a capacity related to the prevention or investigation of fire; and
- (c) active service in the Canadian Forces in World War II, or the Korean War.

(2) The Fire Marshal shall grant a medal, which shall be known as "The Fire Services Long Service Medal", to any person who has served as a member

of the public fire services for a total of thirty years or more. O. Reg. 931/74, s. 1, *part*.

(3) The medal shall be worn on the left breast, subordinate to all Canadian and British military decorations.

(4) When a medal is awarded the name of the recipient shall be published in *The Ontario Gazette*. R.R.O. 1970, Reg. 353, s. 10 (4, 5).

10.—(1) The Fire Services Long Service Medal shall be a circular medal of rhodium plated metal  $1\frac{3}{8}$  inches in diameter,

(a) bearing on the obverse the Maltese cross on which is superimposed the coat of arms of Ontario and the inscription "Fire Services Ontario"; and

(b) bearing on the reverse the inscription "For long service The Fire Marshals Act".

(2) The medal shall be suspended from a metal bar by means of a ribbon  $1\frac{1}{4}$  inches in width comprising a red stripe  $10/32$  of an inch in width in the centre and on each side,

(a) a white stripe  $3/32$  of an inch in width bordered by a green stripe  $5/32$  of an inch in width; and

(b) a red stripe  $7/32$  of an inch in width at the edge of the ribbon. R.R.O. 1970, Reg. 353, s. 11.



## REGULATION 395

under the Fish Inspection Act

### QUALITY CONTROL

#### INTERPRETATION

#### 1. In this Regulation,

- (a) "breaded fish" means fish or fish flesh that is coated with batter and breading;
- (b) "can" means any hermetically sealed glass or metal container;
- (c) "canned fish" means any fish that is sealed in a can and is sterilized;
- (d) "cannery" means an establishment where canned fish is produced for human consumption;
- (e) "comminuted fish flesh" means fish flesh that has been ground to a fine, uniform consistency;
- (f) "semi-preserving establishment" means an establishment where fish is prepared by salting or pickling in brine, vinegar, sugar, spices or any combination thereof and packed so that it may be kept fit for human consumption for a minimum of six months by means of refrigeration without freezing;
- (g) "shrimp cocktail" means shrimp meat packed with sauce, spices, seasonings or flavourings or any combination thereof; and
- (h) "sterilized", in respect of canned fish, means fish that has been treated with heat to prevent spoilage and to destroy all pathogenic organisms. O. Reg. 37/76, s. 1.

#### 2. For the purposes of section 7 of the Act,

- (a) "decomposed", with respect to fish, means fish that has an offensive or objectionable odour, flavour, colour or textural defect associated with spoilage;
- (b) "tainted", with respect to fish, means fish that is rancid or has an abnormal odour or flavour; and
- (c) "unwholesome", with respect to fish, means fish that has in or upon it micro-organisms of public health significance or substances toxic or aesthetically offensive to man. O. Reg. 37/76, s. 2.

### PART I

#### GENERAL

3. Fish shall be packed in new, clean and sound containers. O. Reg. 37/76, s. 3.

4.—(1) An inspector may detain fish or any container thereof for the purpose of inspection and for the purpose of identifying such fish he may attach to any of the fish or any container thereof a numbered tag furnished by the Ministry.

(2) Where fish or any container thereof is detained under subsection (1) the inspector shall deliver or mail to the owner or his agent a notice of detention.

(3) Where fish or any container thereof is detained under subsection (1) on premises owned by a person who is not the owner of the fish, a copy of the notice of detention referred to in subsection (2) shall be delivered or mailed to that person.

(4) No person shall move, sell or otherwise dispose of fish or any container thereof detained under subsection (1) unless he has obtained a release therefor from an inspector.

(5) Where an inspector is satisfied that,

- (a) fish and any container thereof detained under subsection (1) meet the requirements of this Regulation, he shall prepare a release authorizing the disposition of such fish for human consumption; or
- (b) fish or any container thereof detained under subsection (1) does not meet the requirements of this Regulation, he may mark such fish or container thereof accordingly and shall prepare a release authorizing the disposition of such fish for any purpose other than human consumption,

and shall deliver or mail one copy of the release referred to in clause (a) or (b) to the owner of the fish or his agent and one copy to the person, if any, on whose premises the fish was found. O. Reg. 37/76, s. 4.

5. Where an inspector is satisfied that fish and any container thereof meet the requirements of this Regulation, he shall, on request, issue an inspection certificate. O. Reg. 37/76, s. 5.

6. An appeal made pursuant to section 4 of the Act shall be made by notice in writing to the Minister within thirty days of the decision of the inspector. O. Reg. 37/76, s. 6.

7.—(1) No reinspection shall be ordered as a result of an appeal unless the appellant is able to satisfy

the Minister that the identity of the fish or containers to be reinspected has been preserved.

(2) No reinspection shall be ordered as a result of an appeal where the decision of the inspector appealed from is in respect of the presence of a poisonous or harmful substance in or upon the fish or containers. O. Reg. 37/76, s. 7.

8. Where fish or containers have been approved under this Regulation and upon reinspection are found not to meet the requirements of this Regulation, any inspection marks and quality designations on such fish or containers shall be removed or obliterated and any inspection certificate that may have been issued for such fish or containers is void. O. Reg. 37/76, s. 8.

9. All receptacles, including vehicle bodies, boxes, tubs and barrels used to transport fish to or from any establishment shall be clean and shall be disinfected when necessary. O. Reg. 37/76, s. 9.

10. Fish that is intended for human consumption shall be adequately iced or chilled while being held or transported and shall be protected from contamination and the weather. O. Reg. 37/76, s. 10.

11. Fish that is intended for human consumption shall be protected from contamination and the weather during loading and unloading. O. Reg. 37/76, s. 11.

12. Frozen fish, while under the control of a carrier, shall be kept refrigerated in such a manner that, when it is delivered to its destination, the temperature of such fish will not have increased more than 10°F from the temperature at the time it was loaded. O. Reg. 37/76, s. 12.

13. No person shall sell or offer for sale cans of fish,

- (a) that have not been properly sealed;
- (b) the tops or bottoms of which have been distorted outwards; or
- (c) that are otherwise defective. O. Reg. 37/76, s. 13.

## PART II

### LABELLING

14. No person shall mark or label a container of fish with a quality designation or sell a container of fish that is so marked or labelled unless,

- (a) a standard for that quality has been specified in this Regulation or the *Fish Inspection Regulations* (Canada); and

- (b) the fish in that container meets that standard. O. Reg. 37/76, s. 14.

## PART III

### CODE MARKINGS

15.—(1) Every carton and case in which containers of fish are packed at an establishment shall be legibly marked on one end in such a manner that the name of the establishment and the day, month and year of processing can be determined by an inspector.

(2) Every container in which pickled, spiced or marinated fish are packed shall be legibly marked in such a manner that the name of the establishment and the day, month and year of processing can be determined by an inspector. O. Reg. 37/76, s. 15.

16.—(1) Every can of fish that is packed in an establishment shall be embossed on one end in such a manner that the name of the establishment and the day, month and year of processing can be determined by an inspector.

(2) Where a can of fish is embossed with a code marking, a copy of the key to every such code marking shall be sent to the Minister each year before the commencement of processing operations. O. Reg. 37/76, s. 16.

17. Notwithstanding subsection 16 (1), any hermetically sealed glass container containing fish is exempt from the embossing requirement referred to in that subsection, if such container or the label affixed thereto is otherwise permanently marked in such a manner that the name of the establishment and the day, month and year of processing can be determined by an inspector. O. Reg. 37/76, s. 17.

## PART IV

### CANNED FISH

18. Canned fish shall be sterilized so that the product,

- (a) is free from micro-organisms capable of development under normal conditions of storage; and
- (b) does not contain any substances originating from micro-organisms in amounts that may represent a hazard to health. O. Reg. 37/76, s. 18.

19. All canned fish, except canned fish packed in flat drawn cans, shall have sufficient vacuum to ensure that can ends do not bulge when the product is heated to a temperature of 95°F. O. Reg. 37/76, s. 19.

## PART V

## FRESH OR FROZEN FISH

## BREADED FISH

20.—(1) Fish sticks for sale in Ontario shall,

- (a) if cooked, contain a minimum of  $66\frac{2}{3}$  per cent by weight of fish flesh;
- (b) if uncooked, contain a minimum of 75 per cent by weight of fish flesh;
- (c) weigh not less than one ounce each;
- (d) be free from defects; and
- (e) not be prepared from comminuted fish flesh.

(2) In this section, "fish sticks" means uniform, rectangular portions of breaded fish flesh. O. Reg. 37/76, s. 20.

21. Breaded scallops for sale in Ontario shall,

- (a) if cooked, contain a minimum of  $66\frac{2}{3}$  per cent by weight of scallop meat; and
- (b) if uncooked, contain a minimum of 75 per cent by weight of scallop meat. O. Reg. 37/76, s. 21.

22.—(1) Shrimp cocktail shall be prepared from sound, cooked, peeled shrimp meat.

(2) Shrimp cocktail shall contain not less than  $36\frac{1}{2}$  per cent by weight of shrimp meat. O. Reg. 37/76, s. 22.

## PART VI

GENERAL CONSTRUCTION AND EQUIPMENT  
REQUIREMENTS FOR ESTABLISHMENTS

23. The surface of a floor in a wet working area of an establishment shall be sloped for drainage purposes and shall be constructed of durable and impervious material that permits rapid disposal of waste and that can be readily cleaned. O. Reg. 37/76, s. 23.

24. A floor in a dry working area of an establishment shall be constructed of material that can be readily cleaned. O. Reg. 37/76, s. 24.

25. Drains in an establishment shall be of a type and size sufficient to carry off process effluents and water from cleaning operations and shall be equipped with traps or other devices to prevent the entry of gases or vermin into the establishment through the drains. O. Reg. 37/76, s. 25.

26. The inside surfaces of walls in a wet working area of an establishment shall be constructed of smooth, durable, waterproof and light-coloured material that can be thoroughly cleaned up to a height of not less than four feet. O. Reg. 37/76, s. 26.

27. Every room in an establishment in which fish is processed shall have a ceiling that is free from cracks, crevices and open joints and is constructed of smooth, light-coloured material that can be readily cleaned. O. Reg. 37/76, s. 27.

28. Every establishment shall be equipped with a natural or mechanical ventilation system that will provide clean air, remove undesirable odours, steam and smoke and prevent condensation in rooms where work is performed. O. Reg. 37/76, s. 28.

29. Every establishment shall contain toilet facilities that are constructed and located in such a manner as to prevent the contamination of the establishment or the water supply of the establishment. O. Reg. 37/76, s. 29.

30. The room in which a toilet facility in an establishment is located shall,

- (a) have self-closing doors;
- (b) be ventilated to the outside;
- (c) have walls and a ceiling that are smooth, light in colour and that can be readily cleaned; and
- (d) have a floor that is constructed of impervious material and that can be readily cleaned. O. Reg. 37/76, s. 30.

31. Every establishment shall be provided with sanitary washbasins in locations that are visible from the working area, equipped with hot and cold running water, liquid or powdered soap and air dryers or single service towels. O. Reg. 37/76, s. 31.

32.—(1) Every establishment shall be provided with a supply of potable water that has a coliform bacteria count of not more than two per hundred millilitres and is under a minimum operating pressure of twenty pounds per square inch.

(2) Notwithstanding subsection (1), an establishment may be provided with water other than water referred to in subsection (1) for fire protection, boilers or auxiliary services provided that there is no connection between the water system used for fire protection, boilers or auxiliary services and the system providing water for other purposes. O. Reg. 37/76, s. 32.

33. The frames and legs on all equipment on which fish is processed shall be constructed of



metal or other durable and impervious material, other than wood, that can be readily cleaned. O. Reg. 37/76, s. 33.

34. A table in an establishment shall be so constructed that it and the area beneath it can be readily cleaned. O. Reg. 37/76, s. 34.

35.—(1) A bin or receptacle in which offal is stored shall be watertight, constructed of metal or other durable and impervious material, other than wood, and, where necessary to prevent contamination of the establishment or any fish processed therein, be equipped with a well-fitted cover.

(2) A concrete or other impervious surface, sloped for drainage purposes, shall be placed under an elevated offal bin. O. Reg. 37/76, s. 35.

36. No wood shall be used in the construction of a conveyor in an establishment where such wood will come in contact with fish. O. Reg. 37/76, s. 36.

37. Flumes for conveying fish shall be constructed of non-corrodible material, other than wood, that can be thoroughly cleaned. O. Reg. 37/76, s. 37.

38. Every working surface in a processing room in an establishment shall be provided with an illumination having a minimum intensity of twenty foot-candles. O. Reg. 37/76, s. 38.

#### PART VII

##### ADDITIONAL CONSTRUCTION AND EQUIPMENT REQUIREMENTS FOR CANNERIES

##### and

##### FRESH-FISH, FREEZING OR SEMI-PRESERVING ESTABLISHMENTS

39. No cannery and no fresh-fish, freezing or semi-preserving establishment shall have exposed pipe over any working surface on which fish is processed. O. Reg. 37/76, s. 39.

40. Every cannery and every fresh-fish, freezing or semi-preserving establishment shall be provided with hot water that is maintained at a minimum temperature of 110°F in sufficient quantity for the operations of the cannery or fresh-fish, freezing or semi-preserving establishment, as the case may be. O. Reg. 37/76, s. 40.

41. Every cannery and every fresh-fish, freezing or semi-preserving establishment shall be provided with facilities for disinfecting the protective hand coverings used in processing areas. O. Reg. 37/76, s. 41.

42. Every cutting, filleting and skinning board in a cannery and a fresh-fish, freezing or semi-preserving establishment shall be made of planed lumber or other material that is smooth and without cracks. O. Reg. 37/76, s. 42.

43. Every surface in a cannery and a fresh-fish, freezing or semi-preserving establishment, other than a cutting, filleting and skinning board on which fish is processed, shall be made of a non-corrodible material, other than wood, and every joint on the surface shall be smooth and watertight. O. Reg. 37/76, s. 43.

44. Every receptacle, tray, tank, vat and utensil used for processing fish in a cannery and a fresh-fish, freezing or semi-preserving establishment shall be made of a non-corrodible material, other than wood, and shall have smooth surfaces free from cracks and crevices. O. Reg. 37/76, s. 44.

45. Every box, cart, bin and other receptacle used in a cannery and a fresh-fish, freezing or semi-preserving establishment for holding fish, other than live fish, before it is further processed or shipped, shall be constructed so as to provide drainage and, where made of wood, be constructed of planed lumber or waterproof plywood and be coated with a durable and waterproof material free of contaminants. O. Reg. 37/76, s. 45.

46. Every conveyor belt in a cannery and a fresh-fish, freezing or semi-preserving establishment that comes in contact with fish, other than canned fish or packaged fish, shall be fitted with a spray washer and, where practical, a scraper. O. Reg. 37/76, s. 46.

47. No person shall use a wire mesh utensil in processing fish in a cannery or a fresh-fish, freezing or semi-preserving establishment. O. Reg. 37/76, s. 47.

48. No person shall use an enamelled utensil in processing fish in a cannery or a fresh-fish, freezing or semi-preserving establishment. O. Reg. 37/76, s. 48.

49. Every cannery shall be provided with steam of a supply and at a pressure sufficient for the operations of the cannery. O. Reg. 37/76, s. 49.

50. Every freezing facility in a fresh-fish, freezing or semi-preserving establishment shall be capable of reducing the temperature at the centre of a one-inch thick block of unpackaged fillets to -5°F in two hours or less. O. Reg. 37/76, s. 50.

51.—(1) Every freezing facility in a fresh-fish, freezing or semi-preserving establishment where round or dressed fish is blast frozen shall be capable of freezing fish by means of air at a temperature of -20°F or colder, moving at a velocity of not less than four hundred feet per minute.

(2) Where fish is frozen by the method referred to in subsection (1), the fish shall be removed from the freezing facility immediately after the temperature at the centre of the thickest section of the fish reaches -5°F. O. Reg. 37/76, s. 51.

**52.** Every cannery shall be equipped with one or more retorts equipped with,

- (a) a mercury-in-glass thermometer;
- (b) a pressure gauge;
- (c) a steam spreader; and
- (d) venting valves. O. Reg. 37/76, s. 52.

## PART VIII

### GENERAL OPERATING REQUIREMENTS FOR ESTABLISHMENTS

**53.** No person who,

- (a) is known to be suffering from a communicable disease;
- (b) is a known carrier of a communicable disease; or
- (c) has an infected wound or open lesion on any part of his body,

shall be employed in any working area of an establishment. O. Reg. 37/76, s. 53.

**54.** Every person engaged in handling or processing fish in an establishment shall wash his hands thoroughly with warm water and liquid or powdered soap immediately before commencing each work shift and after each absence from duty. O. Reg. 37/76, s. 54.

**55.** No employee who handles fish with his bare hands in an establishment shall wear finger-nail polish. O. Reg. 37/76, s. 55.

**56.** All waterproof garments in an establishment shall be thoroughly cleaned after each work shift. O. Reg. 37/76, s. 56.

**57.** No person in an establishment shall smoke or spit in a working area. O. Reg. 37/76, s. 57.

**58.** Every toilet facility in an establishment shall be maintained in a clean condition and contain a supply of toilet tissue at all times. O. Reg. 37/76, s. 58.

**59.** All sewage from an establishment, including liquid waste from fish processing operations, shall be disposed of in such a manner that the sewage is inaccessible to flies and the water supply for the establishment does not become contaminated. O. Reg. 37/76, s. 59.

**60.** Offal and other refuse shall be removed from the processing area of an establishment at least once a day. O. Reg. 37/76, s. 60.

**61.** No person shall use an offal bin or receptacle in an establishment for a purpose other than the retention of offal. O. Reg. 37/76, s. 61.

**62.** No person shall permit a dog or other animal to be in an establishment. O. Reg. 37/76, s. 62.

**63.** Every operator of an establishment shall maintain a rodent and insect control program in the establishment and where a pesticide is used, it shall be used in such a manner that the pesticide does not contaminate any fish in the establishment. O. Reg. 37/76, s. 63.

**64.** No unnecessary material or equipment shall be stored in a working area of an establishment. O. Reg. 37/76, s. 64.

**65.** The grounds and beach of an establishment shall be kept clean. O. Reg. 37/76, s. 65.

**66.** Every establishment shall be equipped with brushes, brooms, hoses and other equipment and material for the cleaning of the establishment. O. Reg. 37/76, s. 66.

**67.** Except where it is to be further processed, frozen fish shall be protected to prevent a rise in the temperature of the fish when it is outside a refrigerated area. O. Reg. 37/76, s. 67.

**68.** Every establishment and all equipment and utensils used in the operation of an establishment shall be kept in good repair and in a clean and sanitary condition. O. Reg. 37/76, s. 68.

## PART IX

### ADDITIONAL OPERATING REQUIREMENTS FOR CANNERIES

and

### FRESH-FISH, FREEZING OR SEMI-PRESERVING ESTABLISHMENTS

**69.** Every operator of a cannery shall keep at the cannery a record for a period of not less than twelve months of the sterilization treatment used for each batch of fish at the cannery. O. Reg. 37/76, s. 69.

**70.** All water used in a cannery for cooling canned fish shall be chlorinated to give a chlorine residual of at least two parts per million. O. Reg. 37/76, s. 70.

**71.—(1)** All fish which are to be canned shall be thoroughly washed prior to canning.

(2) Round fish shall be thoroughly washed prior to processing.

(3) Where fish has been dressed, it shall be thoroughly washed prior to further processing. O. Reg. 37/76, s. 71.



72.—(1) No ice, other than ice made from water referred to in subsection 32 (1), shall be used in a cannery or a fresh-fish, freezing or semi-preserving establishment.

(2) Except for fire protection, boilers or auxiliary services, no water, other than water referred to in subsection 32 (1), shall be used in a cannery or a fresh-fish, freezing or semi-preserving establishment. O. Reg. 37/76, s. 72.

73. All protective hand coverings worn by employees in any processing area in a cannery or a fresh-fish, freezing or semi-preserving establishment shall be disinfected immediately after each break in a work shift and at the end of every work shift. O. Reg. 37/76, s. 73.

74.—(1) Except for a filleter, skinner, scaler, handler of round or dressed fish or a worker in a frozen storage room in a fresh-fish, freezing or semi-preserving establishment, every employee engaged in a fish processing operation in a cannery or a fresh-fish, freezing or semi-preserving establishment shall wear a clean coverall, smock or coat and headgear that completely covers the hair.

(2) All protective outer garments worn by an employee in a fish processing operation in a cannery shall be kept thoroughly cleaned.

(3) A filleter, skinner, scaler or handler of round or dressed fish in a fresh-fish, freezing or semi-preserving establishment shall wear clean outer garments and headgear that completely covers the hair.

(4) A worker in a frozen storage room in a fresh-fish, freezing or semi-preserving establishment shall wear clean outer garments. O. Reg. 37/76, s. 74.

75.—(1) Every utensil that comes in contact with fish before it is canned or packaged shall be thoroughly cleaned and disinfected at least once during each work shift and at the end of each work shift.

(2) Every utensil referred to in subsection (1) shall be air-dried and stored in a sanitary manner at the end of each working day. O. Reg. 37/76, s. 75.

76. All equipment, including conveyor belts and tables, that comes in contact with fish that is being processed, other than canned and packaged fish,

shall be cleaned and disinfected at the end of each work shift. O. Reg. 37/76, s. 76.

77. Every floor in a wet working area in a cannery and a fresh-fish, freezing or semi-preserving establishment shall be thoroughly washed and disinfected daily. O. Reg. 37/76, s. 77.

## PART X

### ADDITIONAL OPERATING REQUIREMENTS FOR FROZEN-STORAGE ESTABLISHMENTS

78. Every room in a frozen-storage establishment in which frozen fish is stored shall be maintained at a temperature of  $-15^{\circ}\text{F}$  or colder. O. Reg. 37/76, s. 78.

79.—(1) Every storage room in a frozen-storage establishment shall be equipped with a thermometer or other temperature-measuring device that is located in such a place that it indicates the average air temperature of the room.

(2) The temperature in a storage room in a frozen-storage establishment shall be read and recorded at least once each day and the record shall be retained for a period of not less than twelve months. O. Reg. 37/76, s. 79.

80. No odoriferous substance shall be stored with fish in a holding or storage room in a frozen-storage establishment. O. Reg. 37/76, s. 80.

## PART XI

### TRANSPORTATION OF FISH

81. Every vehicle used for the marketing of fish shall contain facilities that,

- (a) protect the fish from contamination and weather;
- (b) are in good repair and in a clean and sanitary condition;
- (c) where fresh or semi-preserved fish are being transported will maintain the fish in a chilled condition; and
- (d) where frozen fish are being transported will prevent the temperature of the frozen fish from increasing more than  $10^{\circ}\text{F}$  during transportation. O. Reg. 37/76, s. 81.

## REGULATION 396

### under the Forest Fires Prevention Act

#### FIRE REGIONS

1. The parts of Ontario described in the Schedules to Appendix A are declared to be fire regions, and each fire region shall bear the name appearing as the heading of the Schedule. R.R.O. 1970, Reg. 354, s. 1; O. Reg. 502/74, s. 1.

#### FIRE PERMITS

2. A fire permit shall be in Form 1. R.R.O. 1970, Reg. 354, s. 2.

3. It is a condition of a fire permit that,

- (a) the permittee shall keep the permit at the site of the burning operation conducted under the permit; and
- (b) the person in charge of the burning operation conducted under the permit shall produce and show the permit to any officer whenever requested by the officer. R.R.O. 1970, Reg. 354, s. 3.

#### FOREST TRAVEL PERMITS

4. A forest travel permit shall be in Form 2. R.R.O. 1970, Reg. 354, s. 4.

#### WORK PERMITS

5.—(1) An application for a work permit shall be in Form 3.

(2) A work permit shall be in Form 4. R.R.O. 1970, Reg. 354, s. 5.

6. It is a condition of a work permit that,

- (a) the the permittee shall keep the permit or a true copy thereof on the work permit area;
- (b) the person in charge of the operation conducted under the permit shall produce and show the permit or the true copy kept on the work permit area to any officer whenever requested by the officer. R.R.O. 1970, Reg. 354, s. 6.

#### FIRE PREVENTION AND SUPPRESSION

7. Every person who starts a fire out of doors for the purpose of cooking or obtaining warmth shall,

- (a) start the fire on a site that is bare rock or bare mineral soil or free from flammable materials; and

- (b) keep an area of at least three feet in width immediately outside the edge of the fire cleared to bare rock or to bare mineral soil or cleared of flammable materials. R.R.O. 1970, Reg. 354, s. 7.

8. No person shall operate an outdoor incinerator,

- (a) that is an unenclosed device;
- (b) that is constructed, in whole or in part, of combustible material;
- (c) unless the outlet is covered with a heavy duty screen having a mesh size not greater than one-quarter inch;
- (d) that is situate less than fifteen feet from a forest or woodland;
- (e) unless it is situate on bare rock or bare mineral soil; and
- (f) unless an area of at least five feet in width immediately surrounding the incinerator is bare rock or bare mineral soil. R.R.O. 1970, Reg. 354, s. 8.

9. Every person who starts a fire or causes a fire to be started out of doors shall,

- (a) take all reasonable steps to keep the fire under control;
- (b) ensure that a responsible person tends the fire;
- (c) extinguish the fire before quitting the site of the fire; and
- (d) where the fire is started under a fire permit, extinguish the fire or cause the fire to be extinguished on or before the expiration of the permit. R.R.O. 1970, Reg. 354, s. 9.

10.—(1) Except as otherwise provided in the work permit, every person who conducts or causes to be conducted any operation in respect of which he is required by the Act to obtain a work permit and in which is engaged a number of persons specified in column 1 of an item of Schedule 1 of Appendix B shall provide on the operation in serviceable condition not less than the number of packpumps specified in column 2 of the item, the number of shovels specified in column 3 of the item, the number of axes specified in column 4 of the item, the number of portable fire pumps specified in column 5 of the item and the feet of fire hose specified in column 6 of the item.

(2) Every person conducting or causing to be conducted an operation mentioned in subsection (1) shall ensure that fifty per cent of the persons engaged in the operation are competent in the use in fire suppression of the equipment provided on the operation. R.R.O. 1970, Reg. 354, s. 10.

**11. No person shall, in a forest or woodland,**

- (a) start a power saw within ten feet of the place where it is fueled;
- (b) operate a power saw without having readily available a fire extinguisher that is in working condition; or
- (c) when the engine of a power saw is operating or is hot, place the power saw on any flammable material. R.R.O. 1970, Reg. 354, s. 11.

## APPENDIX A FIRE REGIONS

### Schedule 1

#### NORTHWESTERN FIRE REGION

In the territorial districts of Kenora, Kenora-Patricia Portion and Rainy River, described as follows:

Beginning at the southeasterly corner of the Geographic Township of Corman in the Territorial District of Kenora; thence northerly along the easterly boundary of the geographic townships of Corman and Chartrand and the northerly production of the easterly boundary of the Geographic Township of Chartrand to the southwesterly corner of G.T.P. Block No. 6; thence easterly along the south boundary of that block to the southeasterly corner thereof; thence northerly along the easterly boundary of that block and the northerly production of the easterly boundary of that Block No. 6 to the base line run by Phillips and Benner, Ontario Land Surveyors, in 1931; thence northeasterly in a straight line to the intersection of latitude  $50^{\circ} 00'$  with the meridian line run by K. G. Ross, Ontario Land Surveyor, in 1921; thence easterly along latitude  $50^{\circ} 00'$  to longitude  $90^{\circ} 00'$ ; thence northerly along longitude  $90^{\circ} 00'$  to latitude  $51^{\circ} 00'$ ; thence easterly along latitude  $51^{\circ} 00'$  to longitude  $89^{\circ} 00'$ ; thence northerly along longitude  $89^{\circ} 00'$  to the southerly boundary of Wunnumin Lake Indian Reserve 86; thence easterly along that southerly boundary to the easterly boundary of that Indian Reserve; thence northerly along that easterly boundary to the northerly boundary of that Indian Reserve; thence westerly along that northerly boundary to longitude  $89^{\circ} 00'$ ; thence northerly along longitude  $89^{\circ} 00'$  to latitude  $54^{\circ} 00'$ ; thence westerly along latitude  $54^{\circ} 00'$  to the Interprovincial Boundary

between Ontario and Manitoba; thence in a southwesterly and southerly direction following that boundary to the International Boundary between Canada and the United States of America; thence in an easterly and southeasterly direction following that boundary to longitude  $92^{\circ} 30'$ ; thence northerly along that longitude to the high-water mark along the southerly bank of the Seine River; thence easterly along that high-water mark to the southerly boundary of Indian Reserve 23A; thence easterly and northerly along that boundary to the high-water mark along the southerly bank of the Seine River; thence easterly along that high-water mark to the southerly limit of the right of way of that part of the King's Highway known as No. 11; thence easterly along that right of way to the southerly production of the easterly boundary of the Geographic Township of Bennett in the Territorial District of Rainy River; thence northerly along that southerly production and the easterly boundary of that geographic township and the northerly production of the easterly boundary of the Geographic Township of Bennett to the 3rd base line; thence westerly along that base line to the 5th meridian line; thence northerly along that meridian line to a line drawn west astronomically from the southwesterly corner of the Geographic Township of Grummett in the Territorial District of Kenora; thence east astronomically to the southwesterly corner of the Geographic Township of Grummett; thence easterly along the southerly boundary of the geographic townships of Grummett, Cathcart, McNevin and Corman to the place of beginning. O. Reg. 502/74, s. 2, *part*.

### Schedule 2

#### NORTH CENTRAL FIRE REGION

In the territorial districts of Algoma, Kenora, Kenora-Patricia Portion, Rainy River and Thunder Bay, described as follows:

Beginning at the southeasterly corner of the Geographic Township of Corman in the Territorial District of Kenora; thence northerly along the easterly boundary of the geographic townships of Corman and Chartrand and the northerly production of the easterly boundary of the Geographic Township of Chartrand to the southwesterly corner of G.T.P. Block No. 6; thence easterly along the south boundary of that block to the southeasterly corner thereof; thence northerly along the easterly boundary of that block and the northerly production of the easterly boundary of that block to the base line run by Phillips and Benner, Ontario Land Surveyors, in 1931; thence northeasterly in a straight line to the intersection of latitude  $50^{\circ} 00'$  with the meridian line run by K. G. Ross, Ontario Land Surveyor, in 1921; thence easterly along latitude  $50^{\circ} 00'$  to longitude  $90^{\circ} 00'$ ; thence northerly along longitude  $90^{\circ} 00'$  to latitude  $51^{\circ} 00'$ ; thence easterly along latitude  $51^{\circ} 00'$  to longitude  $89^{\circ} 00'$ ; thence north-



erly along longitude 89° 00' to the southerly boundary of Wunnumin Lake Indian Reserve 86; thence easterly along that southerly boundary to the easterly boundary of that Indian Reserve; thence northerly along that easterly boundary to the northerly boundary of that Indian Reserve; thence westerly along that northerly boundary to longitude 89° 00'; thence northerly along longitude 89° 00' to latitude 54° 00'; thence easterly along latitude 54° 00' to the intersection with the northerly production of the westerly boundary of the Geographic Township of Bicknell in the Territorial District of Cochrane; thence southerly along that production to the northwesterly corner of the Geographic Township of Bicknell; thence easterly along the northerly boundary of the last-mentioned geographic township to the northeasterly corner thereof; thence southerly along the easterly boundary of the geographic townships of Bicknell, Boyce and Clavet to the northerly boundary of the Geographic Township of Downer in the Territorial District of Algoma; thence easterly along the northerly boundary of the last-mentioned geographic township to the northeasterly corner thereof; thence southerly along the easterly boundary of the geographic townships of Downer, Frances and Flanders to the southeasterly corner of the last-mentioned geographic township; thence westerly along the southerly boundary of the last-mentioned geographic township to the southwest corner thereof; thence southerly along the westerly boundary of the geographic townships of Foch and Drew to the northwesterly corner of the Geographic Township of Welsh; thence easterly along the northerly boundary of the geographic townships of Welsh and Matthews to the northeasterly corner of the last-mentioned geographic township; thence southerly along the easterly boundary of the Geographic Township of Matthews to the northerly boundary of the Geographic Township of Hambleton; thence easterly along that northerly boundary to the northeasterly corner of the Geographic Township of Hambleton; thence southerly along the easterly boundary of the last-mentioned geographic township to the northwesterly corner of the Geographic Township of Strickland; thence easterly along the northerly boundary of the geographic townships of Strickland and Nameigos to the northeasterly corner of the last-mentioned geographic township; thence southerly along the easterly boundary of the last-mentioned geographic township to the southeasterly corner thereof; thence westerly along the southerly boundary of the last-mentioned geographic township to the northeasterly corner of the Geographic Township of Cooper; thence southerly along the easterly boundary of the last-mentioned geographic township to the southeasterly corner thereof; thence westerly along the southerly boundary of the last-mentioned geographic township to the north-northeasterly corner of the Geographic Township of McGowan; thence southerly along the easterly boundary of the geographic townships of McGowan, Ashley, and Dahl, to the southeasterly corner of the last-mentioned geographic township; thence westerly along the

southerly boundary of the geographic townships of Dahl, Chapais and Charbonneau, to the southwest corner of the last-mentioned geographic township; thence westerly along the westerly production of the southerly boundary of the Geographic Township of Charbonneau, to the easterly boundary of Pukaskwa National Park; thence southwest along that boundary to the high-water mark of Lake Superior; thence southwest to the intersection of longitude 86° 30' with the International Boundary between Canada and the United States of America; thence in a northwesterly, southwest and westerly direction following that international boundary to longitude 92° 30'; thence northerly along that longitude to the high-water mark along the southerly bank of the Seine River; thence easterly along that high-water mark to the southerly boundary of Indian Reserve 23A; thence easterly and northerly along that boundary to the high-water mark along the southerly bank of the Seine River; thence easterly along that high-water mark to the southerly limit of the right of way of that part of the King's Highway known as No. 11; thence easterly along that right of way to the southerly production of the easterly boundary of the Geographic Township of Bennett in the Territorial District of Rainy River; thence northerly along that southerly production and the easterly boundary of that geographic township and the northerly production of the easterly boundary of the Geographic Township of Bennett to the third base line; thence westerly along that base line to the fifth meridian line; thence northerly along that meridian line to a line drawn west astronomically from the southwest corner of the Geographic Township of Grummett in the Territorial District of Kenora; thence east astronomically to the southwest corner of the Geographic Township of Grummett; thence easterly along the southerly boundary of the geographic townships of Grummett, Cathcart, McNeven and Corman to the place of beginning. O. Reg. 502/74, s. 2, *part*.

### Schedule 3

#### NORTHERN FIRE REGION

In the territorial districts of Algoma, Cochrane, Sudbury and Timiskaming described as follows:

Beginning at the southwest corner of the Geographic Township of Drew in the Territorial District of Algoma; thence easterly along the southerly boundary of the geographic townships of Drew and Cholette to the northwesterly corner of the Geographic Township of Bayfield; thence southerly along the westerly boundary of the last-mentioned geographic township to the southwest corner thereof; thence easterly along the southerly limit of the last-mentioned geographic township to the northwesterly corner of the Geographic Township of Gourlay; thence southerly along the westerly boundary of the last-mentioned

geographic township to the southwesterly corner thereof; thence easterly along the southerly boundary of the geographic townships of Gourlay, Breckenridge, Lizar, Ermine, Irvine and Marjorie to the westerly boundary of the Geographic Township of Hook; thence southerly along the westerly boundary of the last-mentioned geographic township to the southwesterly corner thereof; thence easterly along the southerly boundary of the geographic townships of Hook and Hayward to the northeasterly corner of the Geographic Township of Conking; thence southerly along the easterly boundary of the last-mentioned geographic township to the southeasterly corner thereof; thence westerly along the southerly boundary of the Geographic Township of Conking 3 miles and 1584.0 feet; thence south  $56^{\circ} 34' 01''$  west to the northwesterly corner of the Geographic Township of Brackin in the Territorial District of Sudbury; thence southerly along the westerly boundary of the geographic townships of Brackin and Lang to the northeasterly corner of the Geographic Township of Bader; thence westerly along the northerly boundary of the last-mentioned geographic township to the northwesterly corner thereof; thence southerly along the westerly boundary of the geographic townships of Bader, Hornell and D'Avaugour, to the southwesterly corner of the last-mentioned geographic township; thence easterly along the southerly boundary of the last-mentioned geographic township to the northwesterly corner of the Geographic Township of Cosens; thence southerly along the westerly boundary of the geographic townships of Cosens, Topham, Windego, Beilhartz, Engstrom, Hammond, Moen and Schembri, to the southwesterly corner of the last-mentioned geographic township; thence easterly along the southerly boundary of the geographic townships of Schembri, Scriven, Sherratt, Drea, Carruthers, Cassidy, Deans, Carton, Dukszta and Eaton to the northwesterly corner of the Geographic Township of Guindon in the Territorial District of Algoma; thence southerly along the westerly boundary of the geographic townships of Guindon and McKeough to the southwesterly corner of the last-mentioned geographic township; thence easterly along the southerly boundary of the Geographic Township of McKeough to the southeasterly corner thereof; thence easterly along the southerly boundary of the geographic townships of Fulton, Gladwin, Ivy, Earl, Specht, Breadner, Battersby, Dublin, Onaping, Scotia, Frechette, McNamara and Cotton in the Territorial District of Sudbury to the southeasterly corner of the last-mentioned geographic township; thence northerly along the easterly boundary of the geographic townships of Cotton, Valin and Stull to the southerly boundary of the Geographic Township of Dufferin in the Territorial District of Timiskaming; thence easterly along the southerly boundary of the geographic townships of Dufferin and Leckie to the southeasterly corner of the last-mentioned geographic township; thence northerly along the easterly boundary of the last-mentioned geographic township to the northeasterly corner thereof; thence westerly along the northerly boundary of the last-mentioned geographic town-

ship to the southeasterly corner of the Geographic Township of Ray; thence northerly along the easterly boundary of the last-mentioned geographic township to the southwesterly corner of the Geographic Township of Charters; thence easterly along the southerly boundary of the geographic townships of Charters and Corkill to the southeasterly corner of the last-mentioned geographic township; thence northerly along the easterly boundary of the last-mentioned geographic township to the southerly boundary of the Geographic Township of Roadhouse; thence easterly along the southerly boundary of the geographic townships of Roadhouse, Willet, Barber, Cane, Henwood, Kerns, Harley and Casey to the Interprovincial Boundary between Ontario and Quebec; thence northerly along that boundary to the high-water mark of James Bay; thence northerly following the high-water mark of James Bay to latitude  $54^{\circ} 00'$ ; thence westerly along latitude  $54^{\circ} 00'$  to the northerly production of the westerly boundary of the Geographic Township of Bicknell in the Territorial District of Cochrane; thence southerly along that production to the northwesterly corner of the last-mentioned geographic township; thence easterly along the northerly boundary of the last-mentioned geographic township to the northeasterly corner thereof; thence southerly along the easterly boundary of the geographic townships of Bicknell, Royce and Clavet to the northerly boundary of the Geographic Township of Downer in the Territorial District of Algoma; thence easterly along the northerly boundary of the last-mentioned geographic township to the northeasterly corner thereof; thence southerly along the easterly boundary of the geographic townships of Downer, Frances and Flanders to the southeasterly corner of the last-mentioned geographic township; thence westerly along the southerly boundary of the last-mentioned geographic township to the northwesterly corner of the Geographic Township of Foch; thence southerly along the westerly boundary of the geographic townships of Foch and Drew to the place of beginning. O. Reg. 502/74, s. 2, *part*.

#### Schedule 4

#### NORTHEASTERN FIRE REGION

In the territorial districts of Algoma, Manitoulin, Nipissing, Sudbury, Timiskaming and Thunder Bay described as follows:

Beginning at the northwesterly corner of the Geographic Township of Mosambik in the Territorial District of Algoma; thence easterly along the northerly boundary of the geographic townships of Mosambik, Carney, Martin and Mildred to the northwesterly corner of the Geographic Township of Hook; thence southerly along the westerly boundary of the last-mentioned geographic township to the southwesterly corner thereof; thence



easterly along the southerly boundary of the geographic townships of Hook and Hayward to the northeasterly corner of the Geographic Township of Conking; thence southerly along the easterly boundary of the last-mentioned geographic township to the southeasterly corner thereof; thence westerly along the southerly boundary of the Geographic Township of Conking 3 miles and 1584.0 feet; thence south  $56^{\circ} 34' 01''$  west astronomically to the northwesterly corner of the Geographic Township of Brackin in the Territorial District of Sudbury; thence southerly along the westerly boundary of the geographic townships of Brackin and Lang to the northeasterly corner of the Geographic Township of Bader; thence westerly along the northerly boundary of the last-mentioned geographic township to the northwesterly corner thereof; thence southerly along the westerly boundary of the geographic townships of Bader, Hornell and D'Avaugour, to the southwest corner of the last-mentioned geographic township; thence easterly along the southerly boundary of the last-mentioned geographic township to the northwesterly corner of the Geographic Township of Cosens; thence southerly along the westerly boundary of the geographic townships of Cosens, Topham, Windego, Beilhartz, Engstrom, Hammond, Moen and Schembri to the southwest corner of the last-mentioned geographic township; thence easterly along the southerly boundary of the geographic townships of Schembri, Scriven, Sherratt, Carton, Carruthers, Cassidy, Deans, Drea, Dukszta and Eaton to the northwesterly corner of the Geographic Township of Guindon in the Territorial District of Algoma; thence southerly along the westerly boundary of the geographic townships of Guindon and McKeough to the southwest corner of the last-mentioned geographic township; thence easterly along the southerly boundary of the Geographic Township of McKeough, to the southeasterly corner thereof; thence easterly along the southerly boundary at the geographic townships of Fulton, Gladwin, Ivy, Earl, Specht, Breadner, Battersby, Dublin, Onaping, Scotia, Frechette, McNamara and Cotton in the Territorial District of Sudbury to the southeasterly corner of the last-mentioned geographic township; thence northerly along the easterly boundary of the geographic townships of Cotton, Valin and Stull to the southerly boundary of the Geographic Township of Dufferin in the Territorial District of Timiskaming; thence easterly along the southerly boundary of the geographic townships of Dufferin and Leckie to the southeasterly corner of the last-mentioned geographic township; thence northerly along the easterly boundary of the last-mentioned geographic township to the northeasterly corner thereof; thence westerly along the northerly boundary of the last-mentioned geographic township to the southeasterly corner of the Geographic Township of Ray; thence northerly along the easterly boundary of the last-mentioned geographic township to the southwest corner of the Geographic Township of Charters; thence easterly along the southerly boundary of the geographic townships of Charters and Corkill to the southeasterly corner of the last-mentioned geographic

township; thence northerly along the easterly boundary of the last-mentioned geographic township to the southwest corner of the Geographic Township of Roadhouse; thence easterly along the southerly boundary of the geographic townships of Roadhouse, Willet, Barber, Cane, Henwood, Kerns, Harley and Casey to the Interprovincial Boundary between Ontario and Quebec; thence in a southerly and southeasterly direction following that boundary to the intersection with the northerly production of the easterly boundary of the Geographic Township of Cameron in the Territorial District of Nipissing; thence southerly along that production and the easterly boundary of the last-mentioned geographic township to the southeasterly corner thereof; thence westerly along the northerly limit of Algonquin Provincial Park to the southeasterly corner of the Geographic Township of Chisholm; thence westerly along the southerly boundary of the Geographic Township of Chisholm to the southwest corner thereof; thence westerly along the southerly boundary of the geographic townships of South Himsforth, Gurd, Pringle and East Mills to the southwest corner of the last-mentioned geographic township; thence northerly along the westerly boundary of the geographic townships of East Mills and Hardy to the high-water mark along the southerly bank of the Memesagamesing River; thence in a northwesterly direction following that high-water mark to the confluence with the high-water mark along the southerly bank of the French River; thence in a southwest direction along that high-water mark to the westerly limit of the right-of-way of the Canadian National Railway; thence in a southeasterly direction following that railway limit to Key Junction; thence southerly along the westerly limit of the right-of-way of an abandoned railway right-of-way to Key Harbour; thence westerly in a straight line to the most northerly extremity of Bold Point on Manitoulin Indian Reserve No. 26; thence westerly in a straight line to the intersection of the southerly boundary of the Geographic Township of Howland in the Territorial District of Manitoulin with the high-water mark on the shore of Georgian Bay; thence in a general northerly, westerly and southwest direction following that high-water mark to the most northwesterly extremity of Freer Point in that township; thence westerly in a straight line to the most northerly extremity of Maple Point in the Geographic Township of Allen; thence northwesterly in a straight line to an angle in the International Boundary between Canada and the United States of America in the North Channel of Lake Huron between Cockburn Island and Drummond Island; thence in a northwesterly direction following that international boundary to longitude  $86^{\circ} 30'$ ; thence northeasterly to the intersection of the high-water mark of Lake Superior with the easterly boundary of Pukaskwa National Park; thence northeasterly along that park boundary to the westerly production of the southerly boundary of the Geographic Township of Charbonneau, in the Territorial District of Algoma; thence easterly along that production and

the southerly boundary of the geographic townships of Charbonneau, Chapais and Dahl, to the southwesterly corner of the Geographic Township of Dambrossio; thence northerly along the westerly boundary of the geographic townships of Dambrossio, Bernst and Broughton to the northwesterly corner of the last-mentioned geographic township; thence easterly along the northerly boundary of the last-mentioned geographic township to the southwesterly corner of the Geographic Township of Doucett; thence northerly along the westerly boundary of the last-mentioned geographic township to the northwesterly corner thereof; thence easterly along the northerly boundary of the last-mentioned geographic township to the southwesterly corner of the Geographic Township of Mosambik; thence northerly along the westerly boundary of the last-mentioned geographic township to the place of beginning; excepting thereout and therefrom St. Joseph Island. O. Reg. 502/74, s. 2, *part.*

### Schedule 5

#### ALGONQUIN FIRE REGION

In the territorial districts of Parry Sound, Nipissing and Muskoka, the Provisional County of Haliburton, and the counties of Hastings, Lennox and Addington, Peterborough, Renfrew and Victoria, described as follows:

Beginning at the northwesterly corner of the Geographic Township of Baxter, now in the Township of Georgian Bay in the District Municipality of Muskoka in the Territorial District of Muskoka; thence southerly and easterly along the westerly and southerly boundary of the Geographic Township of Baxter to the northerly production of the westerly boundary of the Township of Matchedash in the County of Simcoe; thence southerly along that northerly production and the westerly boundary of the Township of Matchedash to the southwesterly corner thereof; thence easterly along the southerly boundary of the Township of Matchedash to the northerly production of the centre line of the allowance for road between concessions II and III in the northerly division of the Township of Orillia; thence southerly along that production and that centre line to the westerly production of the southerly limit of Lot 19 in Concession III; thence easterly along that production to the westerly boundary of the Geographic Township of Morrison now in the Town of Gravenhurst in the District Municipality of Muskoka, in the Territorial District of Muskoka; thence in a southerly and easterly direction following the westerly and southerly boundaries of the Geographic Township of Morrison to the southeasterly corner thereof; thence southerly along the westerly boundary of the townships of Dalton and Carden in the County of Victoria to the southwesterly corner of the last-mentioned township; thence easterly along the southerly boundary of the last-mentioned township to the westerly boundary of the Township

of Bexley; thence southerly along the westerly boundary of the last-mentioned township to the southwesterly corner thereof; thence easterly along the southerly boundary of the townships of Bexley and Somerville to the westerly boundary of the Township of Harvey; thence southerly along the westerly boundary of the Township of Harvey in the County of Peterborough to the centre line of the north channel of the Otonabee River between Sturgeon Lake and Pigeon Lake; thence in a general easterly and southerly direction along that centre line to a point in Pigeon Lake which is south  $74^{\circ} 16'$  west astronomically from the southwesterly corner of Lot 2, Concession XVIII in the Township of Harvey; thence north  $74^{\circ} 16'$  east astronomically to the southwesterly corner of said Lot 2; thence in an easterly direction following the southerly boundary of the Township of Harvey to the southeasterly corner thereof; thence southerly along the southerly production of the easterly boundary of the Township of Harvey to the intersection with the northerly boundary of the Township of Smith; thence in a southeasterly, southerly and southwesterly direction following the northerly and easterly boundary of the last-mentioned township to the northerly production of the westerly boundary of the Township of Dummer; thence southerly along the said production and the westerly boundary of that township to the southwesterly corner thereof; thence easterly along the southerly boundary of that township to the southeasterly corner thereof; thence southerly along the westerly boundary of that part of the Township of Belmont and Methuen that was formerly the Township of Belmont to the southwesterly corner of that part of that township; thence easterly along the southerly boundary of that part of that township to the southeasterly corner thereof; thence northerly along the easterly boundary of the Township of Belmont and Methuen to the northeasterly corner of the last-mentioned township, which was formerly the Township of Methuen; thence easterly along the northerly boundary of the Township of Marmora and Lake that was formerly the Township of Lake, the Township of Tudor and Cashel that was formerly the Township of Tudor, and the Township of Elzevir and Grimsthorpe that was formerly the Township of Grimsthorpe in the County of Hastings to the westerly boundary of the Township of Kaladar, Anglesea and Effingham that was formerly the Township of Effingham in the County of Lennox and Addington; thence northerly along that westerly boundary to the westerly production of the northerly boundary of Lot 34 in Concession XII in that part of the last-mentioned township which was formerly the Township of Effingham; thence north  $69^{\circ} 08' 20''$  east astronomically 3.54 miles; thence north  $20^{\circ} 51' 40''$  west astronomically 2.54 miles to the northerly boundary of the Township of Kaladar, Anglesea and Effingham that was formerly the Township of Effingham; thence northeasterly in a straight line to the southwesterly corner of Lot 19 in Concession I in the Township of Denbigh, Abinger



and Ashby that was formerly the Township of Ashby; thence northerly along the westerly limit of Lot 19 in Concession I to the northwesterly corner thereof; thence northerly in a straight line to the southwesterly corner of Lot 19 in Concession II; thence northerly along the westerly limit of that lot to the inner limit of the road allowance laid out along the southerly shore of Weslemkoon Lake; thence northerly along the northerly production of the westerly limit of Lot 19 in Concession II to the westerly production of the northerly limit of that Lot 19; thence north  $69^{\circ} 08' 20''$  east astronomically to the northwesterly corner of Lot 11 in Concession II; thence north  $20^{\circ} 51' 40''$  west to the north boundary of the Township of Denbigh, Abinger and Ashby that was formerly the Township of Ashby; thence easterly along the north boundary of the Township of Denbigh, Abinger and Ashby that was formerly the Township of Ashby and the Township of Denbigh to the westerly boundary of the Township of Griffith and Matawatchan that was formerly the Township of Griffith in the County of Renfrew; thence southerly along the westerly boundary of the Township of Griffith and Matawatchan to the southwesterly corner of that part of the last-mentioned township which was formerly the Township of Matawatchan; thence easterly along the southerly boundary of the Township of Griffith and Matawatchan that was formerly the Township of Matawatchan to the westerly boundary of the Township of Palmerston and North and South Canoto that was formerly the Township of North Canoto in the County of Frontenac; thence northerly along that westerly boundary to the northerly boundary of that part of the last-mentioned township, which was formerly the Township of North Canoto; thence easterly along that northerly boundary to the westerly boundary of that part of the Township of Bagot and Blithfield that was formerly the Township of Blithfield in the County of Renfrew; thence southerly along that westerly boundary to the southwesterly corner of that part of the last-mentioned township, which was formerly the Township of Blithfield; thence easterly along the southerly boundary of the Township of Blithfield and Bagot and the Township of McNab to the southeasterly corner of the Township of McNab; thence northwesterly along the easterly boundary of the Township of McNab to the southeasterly corner of the Township of Horton; thence westerly along the southerly boundary of the Township of Horton to the southwesterly corner thereof; thence northerly along the westerly boundary of the Township of Horton to the northwesterly corner thereof; thence easterly along the northerly boundary of the Township of Horton and its easterly production to the Interprovincial Boundary between Ontario and Quebec; thence in a northwesterly direction following that boundary to the northerly production of the easterly boundary of the Geographic Township of Cameron in the Territorial District of Nipissing; thence southerly along that production and the easterly boundary of the last-mentioned geographic town-

ship to the southeasterly corner thereof; thence westerly along the northerly limit of Algonquin Provincial Park to the southeasterly corner of the Geographic Township of Chisholm; thence westerly along the southerly boundary of the Geographic Township of Chisholm to the southwesterly corner thereof; thence westerly along the southerly boundary of the geographic townships of South Himsforth, Gurd, Pringle and East Mills in the Territorial District of Parry Sound to the southwesterly corner of the last-mentioned township; thence northerly along the westerly boundary of the geographic townships of East Mills and Hardy to the high-water mark along the southerly bank of the Memesagamessing River; thence in a northwesterly direction following that high-water mark to the confluence with the high-water mark along the southerly bank of the French River; thence in a southwesterly direction along that high-water mark to the westerly limit of the right-of-way of the Canadian National Railway; thence in a southeasterly direction following that railway limit to Key Junction; thence southerly along the westerly limit of the right-of-way of an abandoned railway right-of-way to Key Harbour, thence southwesterly to the most northerly extremity of Champlain Island; thence southwesterly to a point distant 40 miles measured south astronomically from the southeasterly corner of the Geographic Township of Humboldt in the Territorial District of Manitoulin; thence southeasterly in a straight line to the intersection of longitude  $80^{\circ} 30'$  with latitude  $45^{\circ} 00'$ ; thence southeasterly in a straight line to the most northerly extremity of Giant Tomb Island; thence southeasterly in a straight line to the most northerly extremity of Minnicognashene Island; thence northeasterly in a straight line to the place of beginning. O. Reg. 502/74, s. 2, *part.*

### Schedule 6

#### EASTERN FIRE REGION

In The Regional Municipality of Ottawa-Carleton, and the counties of Dundas, Frontenac, Glengarry, Hastings, Lennox and Addington, Lanark, Northumberland, Prince Edward, Prescott, Russell and Stormont, and the United Counties of Leeds and Grenville described as follows:

Beginning at the southwesterly corner of that part of the Township of Marmora and Lake that was formerly the Township of Marmora in the County of Hastings; thence northerly along the westerly boundary of the Township of Marmora and Lake to the northwesterly corner of the last-mentioned township; thence easterly along the northerly boundary of the Township of Marmora and Lake that was formerly the Township of Lake, the Township of Tudor and Cashel that was formerly the Township of Tudor, and the Township of Elzevir and Grimsthorpe that was formerly

the Township of Grimsthorpe to the westerly boundary of the Township of Kaladar, Anglesea and Effingham that was formerly the Township of Effingham in the County of Lennox and Addington; thence northerly along that westerly boundary to the westerly production of the northerly boundary of Lot 34 in Concession XII in that part of the last-mentioned township which was formerly the Township of Effingham; thence north  $69^{\circ} 08' 20''$  east astronomically 3.54 miles; thence north  $20^{\circ} 51' 40''$  west astronomically 2.54 miles to the northerly boundary of the Township of Kaladar, Anglesea and Effingham that was formerly the Township of Effingham; thence northeasterly in a straight line to the southwesterly corner of Lot 19 in Concession I in the Township of Denbigh, Abinger and Ashby that was formerly the Township of Ashby; thence northerly along the westerly limit of Lot 19 in Concession I to the northwesterly corner thereof; thence northerly in a straight line to the southwesterly corner of Lot 19 in Concession II; thence northerly along the westerly limit of that lot to the inner limit of the road allowance laid out along the southerly shore of Weslemkoon Lake; thence northerly along the northerly production of the westerly limit of Lot 19 in Concession II to the westerly production of the northerly limit of that Lot 19; thence north  $69^{\circ} 08' 20''$  east astronomically to the northwesterly corner of Lot 11 in Concession II; thence north  $20^{\circ} 51' 40''$  west astronomically to the north boundary of the Township of Denbigh, Abinger and Ashby that was formerly the Township of Ashby; thence easterly along the north boundary of the Township of Denbigh, Abinger and Ashby that was formerly the Township of Ashby and the Township of Denbigh to the westerly boundary of the Township of Griffith and Matawatchan that was formerly the Township of Griffith in the County of Renfrew; thence southerly along the westerly boundary of the Township of Griffith and Matawatchan to the southwesterly corner of that part of the last-mentioned township which was formerly the Township of Matawatchan; thence easterly along the southerly boundary of the Township of Griffith and Matawatchan that was formerly the Township of Matawatchan to the westerly boundary of the Township of Palmerston and North and South Canonto that was formerly the Township of North Canonto in the County of Frontenac; thence northerly along that westerly boundary to the northerly boundary of that part of the last-mentioned township, which was formerly the Township of North Canonto; thence easterly along that northerly boundary to the westerly boundary of that part of the Township of Bagot and Blithfield that was formerly the Township of Blithfield in the County of Renfrew; thence southerly along that westerly boundary to the southwesterly corner of that part of the last-mentioned township which

was formerly the Township of Blithfield; thence easterly along the southerly boundary of the Township of Blithfield and Bagot and the Township of McNab to the most northerly corner of the Township of Pakenham in the County of Lanark; thence southeasterly along the northeasterly boundary of the townships of Pakenham and Ramsay to the most easterly corner of the Township of Ramsay; thence southwesterly along the southeasterly boundary of the townships of Ramsay, Lanark and the Township of Dalhousie and North Sherbrooke that was formerly the Township of Dalhousie to the northeasterly boundary of the Township of South Sherbrooke; thence northwesterly along the northeasterly boundary of the Township of South Sherbrooke to the most northerly corner thereof; thence southwesterly along the northwesterly boundary of the Township of South Sherbrooke to the easterly boundary of the Township of Oso in the County of Frontenac; thence southerly and southeasterly along the easterly boundary of the Township of Oso and the north-easterly boundary of the Township of Bedford to the most easterly corner of the Township of Bedford; thence westerly along the southerly boundary of the townships of Bedford and Hinchinbrooke, to the southwesterly corner of the Township of Hinchinbrooke; thence northerly along the easterly boundary of the Township of Sheffield in the County of Lennox and Addington to the south-easterly corner of the Township of Sheffield; thence westerly along the southerly boundary of that township to the easterly boundary of the Township of Hungerford in the County of Hastings; thence southerly along the easterly boundary of the Township of Hungerford to the southeasterly corner of that township; thence westerly along the southerly boundary of the townships of Hungerford and Huntingdon to the southwesterly corner of the Township of Huntingdon; thence northerly along the westerly boundary of the Township of Huntingdon to the southerly boundary of the Township of Madoc; thence westerly along that southerly boundary and the southerly boundary of the Township of Marmora and Lake that was formerly the Township of Marmora to the place of beginning. O. Reg. 502/74, s. 2, *part.*

#### Schedule 7

##### SOUTHWESTERN FIRE REGION

The townships of,

- (a) Albemarle, Amabel, Eastnor, Lindsay and St. Edmunds in the County of Bruce; and
- (b) Keppel and Sarawak in the County of Grey. O. Reg. 502/74, s. 2, *part.*

APPENDIX B

Schedule 1

Item	COLUMN 1	COLUMN 2	COLUMN 3	COLUMN 4	COLUMN 5	COLUMN 6
	No. of Men	Packpumps	Shovels	Axes	Portable Fire Pumps	Feet of Fire Hose
1.	1	0	1	0	0	0
2.	2	0	1	1	0	0
3.	3	1	2	1	0	0
4.	4	2	2	1	0	0
5.	5	3	3	2	0	0
6.	6-10	5	5	3	0	0
7.	11-20	8	10	5	0	0
8.	21-30	10	15	7	0	0
9.	31-40	15	15	10	1	2500
10.	41-50	18	20	15	1	2500
11.	51-60	20	25	20	1	2500
12.	61-70	25	25	25	2	5000
13.	71 or more	30	30	30	2	5000

R.R.O. 1970, Reg. 354, App. B, Sched. 1.

Form 1

*Forest Fires Prevention Act*

FIRE PERMIT

Under the *Forest Fires Prevention Act* and the regulations, and subject to the limitations thereof, and subject also to the terms and conditions herein, this permit is issued to

.....  
name in full of permittee in block letters

.....  
post office address                      telephone no.

to start a fire upon the following lands:

Township ..... Lot ..... Concession.....

Subdivision: Lot ..... Plan.....

Mining Claim No..... Location No. ....

Base Map No. .... Other .....

for the purpose of Incinerator ☐ Brush Burning ☐  
Land Clearing ☐

Other .....

from the ..... day of ....., 19... to and

including the ..... day of ....., 19...,

subject to the following terms and conditions:

1. The permittee shall keep this permit at the site of the burning operation conducted under this permit.
2. The person in charge of the burning operation conducted under this permit shall produce and show this permit to any officer whenever requested by the officer.
3. This permit is not valid between.....  
and ..... local time of each day.





Form 3

Forest Fires Prevention Act

APPLICATION FOR A WORK PERMIT

Under the *Forest Fires Prevention Act* and the regulations, and subject to the limitations thereof, the undersigned applies for a work permit to conduct the following operation:

Applicant	Name		Address		No. Street P.O. Box or R.R. No.	
	Post Office			Phone—Business		Residence
Duration and Type of Operation	Start Date		<input type="checkbox"/> Logging <input type="checkbox"/> Mining <input type="checkbox"/> Land Clearing			
	Finish Date		<input type="checkbox"/> Industrial <input type="checkbox"/> Saw Mill <input type="checkbox"/> Dam, Bridge Camp Const. <input type="checkbox"/> Other—			
Licence or Authority No.	Timber licence		Mining Claim No.		Private Lands	
	Land Use Permit		Other			
Extent of Operation	Logging acres		Land clearing (area)		Right-of-way (length × width)	
	Other					
	Species	Pulpwood (cords)	Sawlog <input type="checkbox"/> cu. ft. <input type="checkbox"/> F.B.M.		Tree Length (cu. ft.)	Others
Boundaries of Work Permit Area	Township or Base Map No.		Lot and Concession, Location, Subdivision or Mining Claim			
	Other (describe)				Shown on Map Attached	
Camp	Location				No. of Employees	
Initial Forest Fire Suppression Action	Name of Person Responsible (on worksite)					
	Home Address		No. Street P.O. Box or R.R. No.			
	Post Office				Telephone—Residence	

Supervisor of Operation	Name			
Communication to Permit Area	Phone No.	Radio from	to	Other
Heavy Equipment	List Bulldozer Type Equipment on Work Permit Area:			
I certify that the information given in this application is true.				
Signature		Title	Date	

R.R.O. 1970, Reg. 354, Form 3.

Form 4

Forest Fires Prevention Act

WORK PERMIT

Under the *Forest Fires Prevention Act* and the regulations, and subject to the limitations thereof, and subject also to the terms and conditions herein, this permit is issued to

.....  
(name of permittee) (post office address)

to conduct an operation from the ..... day of ....., 19.... to and including the .... day of ....., 19...., on the following work permit area:

for the purpose of

subject to the following conditions:

1. The permittee shall keep this permit or a true copy thereof on the work permit area.
2. The person in charge of the operation conducted under this permit shall produce and show this permit or the true copy kept on the work permit area to any officer whenever requested by the officer.
3. Other conditions:

.....  
(place of issue) (date of issue)

.....  
(signature of issuing officer)

R.R.O. 1970, Reg. 354, Form 4.

## REGULATION 397

### under the Forestry Act

#### NURSERIES

##### 1. In this Regulation,

- (a) "Christmas tree plantation" means a group of coniferous trees that are planted or growing on land for the production of Christmas trees;
- (b) "private land" means land not vested in Her Majesty in right of Ontario, but includes unpatented land that is located or sold under the *Public Lands Act*;
- (c) "shelter" includes shelter of land or structures;
- (d) "shelter belt" means a belt of trees for shelter, planted or growing at least one metre and not more than two metres apart in one or more rows at least sixty metres in length and at least one metre apart;
- (e) "unit" means a seedling, transplant, tree or cutting;
- (f) "wood" means a group of trees planted or growing on at least 0.5 of a hectare of land with at least 250 trees on each 0.5 hectare of land. R.R.O. 1970, Reg. 355, s. 1; O. Reg. 140/80, s. 1.

2. The Minister is authorized to establish nurseries at Dryden, Thunder Bay, Kemptville, Midhurst, Orono, St. Williams and Swastika. R.R.O. 1970, Reg. 355, s. 2.

3.—(1) An application for nursery stock shall be prepared in the form provided by the Minister.

(2) An application shall not be made for fewer than 100 units.

(3) An application for more than 100 units shall be for whole number multiples of fifty units.

(4) Subject to subsections (2) and (3), an application shall not be made for fewer than fifty units of a species.

(5) Subject to subsections (2) and (3), an application for more than fifty units of a species shall be for whole number multiples of fifty units of the species. O. Reg. 140/80, s. 2.

4. Nursery stock may be furnished in respect of private land having an area of at least two hectares exclusive of any part occupied by structures. O. Reg. 140/80, s. 3.

5. Nursery stock may be furnished for enlarging, establishing and replenishing a Christmas tree plantation, shelter belt or wood. O. Reg. 140/80, s. 4.

6. The charges to be made for nursery stock at a nursery are \$10 plus 2.5 cents for each unit. O. Reg. 140/80, s. 5.

7. No nursery stock shall be furnished until the amount of charges for the nursery stock has been received by the Minister. O. Reg. 306/72, s. 1.





## REGULATION 398

under the Freshwater Fish Marketing Act (Ontario)

### GENERAL

1. The Freshwater Fish Marketing Corporation established under the *Freshwater Fish Marketing Act* (Canada) is designated as the body to control the selling and buying of fish in the parts of Ontario designated in Schedule 1. R.R.O. 1970, Reg. 356, s. 1.

2. The Act does not apply to the sale of fish to or the purchase of fish by a person for consumption by himself or his family or for consumption by persons or animals in the course of his business. R.R.O. 1970, Reg. 356, s. 2.

### Schedule 1

In the territorial districts of Cochrane, Kenora and Thunder Bay described as follows:

Beginning at the intersection of the water's edge of Hudson Bay with longitude 86° 00'; thence southerly along longitude 86° 00' to the water's edge along the northerly shore of Lake Superior; thence in a northwesterly and southwesterly direction along that water's edge to the northerly shore of the Pigeon River; thence south astronomically to the International Boundary between Canada and the United States of America; thence westerly along that International Boundary to the southerly production of the easterly boundary of the geographic township of Hartington in the Territorial District of Thunder Bay; thence northerly along that production and the easterly boundary of the geographic townships of Hartington, Lismore, Strange, Aldina, Sackville, Laurie and Blackwell to the centreline of that part of the King's Highway known as No. 11; thence easterly along that centreline to the centreline of that part of the King's Highway known as No. 17; thence northwesterly along that centreline to longitude 92° 30'; thence northerly along longitude 92° 30' to the northerly boundary of geographic township McIlraith; thence westerly along the northerly boundary of the geographic townships of McIlraith, Breithaupt, Daniel and Rowell to the northwesterly corner of the last-mentioned geographic township; thence northerly along the 6th Meridian to the 7th Base Line; thence westerly along that base line to the centreline of that part of the King's Highway known as No. 105; thence northwesterly along that centreline to latitude 51° 00'; thence westerly along that latitude to the Interprovincial Boundary between Ontario and Manitoba; thence northerly and northeasterly along that boundary to the water's edge of Hudson Bay; thence southeasterly along that water's edge to the place of beginning.

Saving and excepting thereout and therefrom the waters of the following bodies of water:

1. Basket Lake in the Territorial District of Kenora, Patricia Portion, at approximate latitude 49° 43' north, longitude 92° 00' west.
2. McCusker Lake in the Territorial District of Kenora, Patricia Portion, at approximate latitude 51° 39' north, longitude 94° 39' west.
3. Musclow Lake in the Territorial District of Kenora, Patricia Portion, at approximate latitude 51° 24' north, longitude 94° 57' west.
4. Lake Nipigon in the Territorial District of Thunder Bay.
5. Wapesi Lake in the Territorial District of Kenora, Patricia Portion, at approximate latitude 50° 34' north, longitude 92° 21' west.
6. Paguchi Lake in the Territorial District of Kenora, at approximate latitude 49° 34' north, longitude 91° 32' west.
7. Indian Lake in the Territorial District of Kenora, at approximate latitude 49° 34' north, longitude 91° 40' west.
8. Sturgeon Lake in the territorial districts of Kenora and Thunder Bay, at approximate latitude 50° 00' north, longitude 90° 45' west.
9. Onaman Lake in the Territorial District of Thunder Bay, at approximate latitude 50° 00' north, longitude 87° 26' west.
10. Ara Lake in the Territorial District of Thunder Bay, at approximate latitude 50° 33' north, longitude 87° 28' west.
11. Meta Lake in the Territorial District of Thunder Bay, at approximate latitude 50° 30' north, longitude 87° 25' west.
12. Lac Seul in the Territorial District of Kenora, at approximate latitude 50° 20' north, longitude 92° 30' west.
13. Kagianagami Lake in the Territorial District of Thunder Bay, at approximate latitude 50° 57' north, longitude 87° 50' west.

14. Chipman Lake in the territorial districts of Cochrane and Thunder Bay, at approximate latitude 49° 58' north, longitude 86° 15' west.
  15. Marshall Lake in the Territorial District of Thunder Bay, at approximate latitude 50° 25' north, longitude 87° 30' west.
  16. Woman Lake in the Territorial District of Kenora, Patricia Portion, at approximate latitude 51° 12' north, longitude 92° 45' west.
  17. Confederation Lake in the Territorial District of Kenora, Patricia Portion, at approximate latitude 51° 05' north, longitude 92° 44' west.
  18. Smoothrock Lake in the Territorial District of Thunder Bay, at approximate latitude 50° 30' north, longitude 89° 30' west.
  19. Whitewater Lake in the Territorial District of Thunder Bay, at approximate latitude 50° 48' north, longitude 89° 10' west.
  20. Mojikit Lake in the Territorial District of Thunder Bay, at approximate latitude 50° 40' north, longitude 88° 15' west.
  21. North Wind Lake in the Territorial District of Thunder Bay, at approximate latitude 49° 52' north, longitude 87° 57' west.
  22. Summit Lake in the Territorial District of Thunder Bay, at approximate latitude 50° 25' north, longitude 87° 45' west.
  23. Sowden Lake in the Territorial District of Kenora, at approximate latitude 49° 32' north, longitude 91° 12' west.
  24. Abamategwia Lake in the Territorial District of Kenora, at approximate latitude 49° 40' north, longitude 91° 54' west.
  25. Mameigwess Lake in the Territorial District of Kenora, at approximate latitude 49° 34' north, longitude 91° 49' west.
  26. Black Sturgeon Lake in the Territorial District of Thunder Bay, at approximate latitude 49° 20' north, longitude 88° 53' west.
  27. Lake of Bays in the Territorial District of Kenora, at approximate latitude 50° 05' north, longitude 91° 15' west.
  28. Barrel Lake in the Territorial District of Kenora, at approximate latitude 49° 39' north, longitude 91° 31' west.
- O. Reg. 128/73, s. 1; O. Reg. 36/76, s. 1;  
O. Reg. 873/76, s. 1; O. Reg. 66/77, s. 1;  
O. Reg. 403/78, s. 1; O. Reg. 793/78, s. 1.

## REGULATION 399

### under the Funeral Services Act

#### GENERAL

##### FUNERAL DIRECTOR'S LICENCE

1.—(1) An applicant for a funeral director's licence shall,

- (a) be a graduate of a program in funeral service education;
- (b) have completed at least twelve months of in-service training under agreement;
- (c) have made application to try a licensing examination set by the Board in Form 6 and pay to the Board a fee of \$75;
- (d) have passed a licensing examination set by the Board to assess the readiness and ability of the applicant to serve the public as a funeral director;
- (e) furnish evidence that he has embalmed at least fifty human bodies;
- (f) file with the Registrar his affidavit of in-service training; and
- (g) pay the Board a fee of \$25.

(2) An applicant who complies with subsection (1) shall be issued a funeral director's licence in Form 13. O. Reg. 908/77, s. 1.

(3) The holder of a licence as a funeral director may be exempted by the Board from the provisions of clause 36 (1) (a) or (c), or both, of the Act under such special circumstances in the public interest as the Board considers advisable. O. Reg. 912/78, s. 1.

2.—(1) An applicant who fails to pass the funeral director's licensing examination set by the Board may, within thirty days of receipt of notification that he has failed the licensing examination, notify the Board of his intention to continue his in-service training and retry the Board examination the following year.

(2) An application to retry the Board's funeral director's licensing examination shall be in Form 7 and shall be made fifteen days prior to the date set

for the examination and shall be accompanied by a fee of \$25 payable to the Board. O. Reg. 908/77, s. 2.

##### FUNERAL DIRECTOR'S ANNUAL FEE

3.—(1) The Registrar shall send to all funeral directors, by ordinary mail, an annual fee payment form on or before the 15th day of November each year.

(2) The annual fee for a funeral director shall be \$25 and shall be paid to the Board not later than the 31st day of December of the year preceding the year to which the fee applies.

(3) Notwithstanding subsection (2), where a funeral director has held a licence under the Act or a predecessor thereof for a total period of fifty years, no annual fee is payable.

(4) A funeral director shall notify the Registrar of any change in his employment, together with the name and address of his employer within fifteen days thereof. O. Reg. 908/77, s. 3.

##### CANCELLED LICENCES

4.—(1) A person whose funeral director's licence has been cancelled by the Registrar for non-payment of the annual fee under subsection 6 (7) of the Act may apply to have his licence re-issued and shall pay all outstanding fees owing the Board under this Regulation provided a period of not more than two years has elapsed from the date of cancellation of his licence.

(2) Where a period of more than two years has elapsed from the cancellation of a licence, an applicant under subsection (1) shall,

- (a) attend a continuing education course conducted or approved by the Board;
- (b) take an examination set by the Board; and
- (c) pay all outstanding fees owing the Board under this Regulation.

(3) The outstanding fees payable under subsection (1) or (2) shall be calculated from the year in which the licence was cancelled to and including the year in which the application is made. O. Reg. 908/77, s. 4.

## CONTINUING EDUCATION COURSE

5.—(1) Subject to subsections (3) and (4), a funeral director shall attend a continuing education course of instruction in embalming, restorative art, sanitation and funeral management conducted or approved by the Board at least once every five years..

(2) The Registrar shall keep a record of every funeral director who attends a course in continuing education.

(3) Subsection (1) does not apply to a funeral director who,

- (a) is not actively engaged as a funeral director, as determined by the Board; or
- (b) is not a resident of Ontario.

(4) A funeral director who is unable to attend a course as required by subsection (1) may, upon filing proof of illness, physical disability or shortage of help, be granted an extension of time by the Board in which to comply with subsection (1). O. Reg. 908/77, s. 5.

## STUDENTS

6.—(1) An applicant for registration for in-service training,

- (a) shall file with the Registrar within ninety days of successful completion of semesters 1 and 2 of a program in funeral service education,
  - (i) an application for registration in Form 2,
  - (ii) proof that he has successfully completed semesters 1 and 2 of a program of funeral service education,
  - (iii) separate certificates in Form 3 of good character from two persons, not relatives, who have known the applicant for a period of at least five years,
  - (iv) his agreement of in-service training in Form 4, and
  - (v) a photograph of himself taken within the last twelve months; and

(b) shall pay the Board a registration fee of \$25.

(2) An applicant who complies with subsection (1) shall be issued a certificate of registration in Form 1 by the Board. O. Reg. 908/77, s. 6.

7.—(1) Subject to subsection (2), the registration of a student for in-service training shall be revoked if the student,

- (a) fails to pass the examination set by the Board within twelve months from the date of registration; or
- (b) fails, within thirty days of being notified of failure to pass, to apply to retry the examination by the Board the following year.

(2) Where upon an application to the Board it is shown that the failure of the student was due to his illness or a death in his family, the Board shall direct that his registration shall not be revoked. O. Reg. 908/77, s. 7.

8. Where the registration of a student for in-service training is revoked by the Board his agreement of in-service training is null and void. O. Reg. 908/77, s. 8.

9.—(1) The period of in-service training of a student shall not be less than twelve months and shall be under the supervision of the Board.

(2) A student shall not be employed in any additional employment during the term of his in-service training other than with the funeral director with whom he is employed, except with the written consent of the funeral director and the Board.

(3) The period of in-service training of a student shall be calculated from the date of his registration with the Board. O. Reg. 908/77, s. 9.

10. A student may transfer his agreement of in-service training to another funeral director by means of Form 5 and this form, together with an affidavit of in-service training in Form 8, shall be filed with the Registrar within fifteen days from the date thereof. O. Reg. 908/77, s. 10.

11.—(1) A funeral director shall provide in-service training to only one student at a time, except that where a funeral services establishment has two or more funeral directors regularly employed, the funeral director may provide in-service training to two students.

(2) A funeral director with whom a student is employed shall furnish to the student upon completion or assignment of his in-service agreement, an affidavit for the in-service training in Form 9. O. Reg. 908/77, s. 11.

12.—(1) Where a funeral director with whom a student is employed,

- (a) is absent from Ontario for more than ninety consecutive days;



- (b) becomes bankrupt, or takes the benefit of any Act for the relief of insolvent debtors; or
- (c) ceases to operate a funeral services establishment,

the agreement of in-service training between the funeral director and the student is null and void.

(2) Where a funeral director with whom a student is employed dies, or where the agreement of in-service training between the funeral director and the student is null and void, the student may file with the Registrar within sixty days another application for in-service training with another funeral director in Form 4 together with an affidavit of in-service training under the original registration in Form 9.

(3) The Board may dispense with the filing of the affidavit of in-service training in Form 9, as required by subsection (2), where it is impractical or in the case of the death of the funeral director impossible for the student to obtain such an affidavit.

(4) Where a student fails to file an application under subsection (2) within the required time, his registration shall be revoked by the Board. O. Reg. 908/77, s. 12.

#### REQUIREMENTS FOR FUNERAL SERVICES ESTABLISHMENTS

13.—(1) No funeral services establishment shall be contained in or on the ground of a cemetery, columbarium, crematorium or mausoleum or be operated in connection therewith.

(2) No funeral services establishment shall be constructed, altered or renovated unless the applicant for a funeral services establishment licence or the holder of such a licence, as the case may be, delivers to the Registrar, architectural plans or drawings of the funeral services establishment showing the proposed construction, alteration or renovation.

(3) Where the proposed construction, alteration or renovation of a funeral services establishment is approved by the Board, the Board shall issue a certificate of approval to the applicant.

(4) A funeral services establishment shall have at least one room, having an area of not less than one hundred and twenty square feet (11.148 square metres) reserved for the keeping, embalming and preparation for burial or transportation of dead human bodies and such a room shall be equipped with,

- (a) sanitary drainage or facilities for disposal of fluids;
- (b) ventilation and lighting;

- (c) sanitary receptacles and conveniences;
- (d) embalming instruments and supplies;
- (e) a floor constructed of or covered by tile, concrete, linoleum or other equivalent covering or surfacing; and
- (f) hot and cold running water.

(5) The premises of a funeral services establishment shall have a casket display room with at least eight adult caskets of different grades and prices on display.

(6) A funeral services establishment shall have at least one room suitable for use as a reception and holding area, and at least one hearse or service vehicle or access thereto.

(7) The premises, accommodation and equipment prescribed by subsections (2), (4) and (5) are subject to the approval of the Board.

(8) The licensee of the funeral services establishment or the funeral director directing the operation of the funeral services establishment shall permit an inspection to be made of the establishment by a public health inspector or medical officer of health in the area where the establishment is located. O. Reg. 908/77, s. 13.

14.—(1) An applicant for a funeral services establishment licence shall,

- (a) comply with subsections 13 (1), (2), (4), (5), (6) and (7);
- (b) file with the Registrar an application for a funeral services establishment licence in Form 11;
- (c) file a certificate of approval of the proposed establishment from the Board with the Registrar; and
- (d) pay the Board a fee of \$50.

(2) Notwithstanding subsection (1), subsection 13 (2) does not apply to a funeral services establishment operating on the 14th day of December, 1977.

(3) An application for renewal of a funeral services establishment licence shall be made to the Registrar in Form 12, on or before the 1st day of December of the year preceding the year in which the application applies, and shall be accompanied by the fee prescribed in subsection (4).

(4) Where during the year ending on the 31st day of October preceding the application for renewal of a licence, the funeral services establishment furnished to the public funeral supplies and services for,



- (a) fewer than twenty-six deaths registered by the applicant, the renewal fee for the establishment licence is \$25; or
- (b) twenty-six deaths or more registered by the applicant, the renewal fee for the establishment licence is \$1 per death registered.

(5) It is a condition of a funeral services establishment licence that the establishment only operate at the location set out in the licence.

(6) Every funeral services establishment licence expires with the 31st day of December in each year.

(7) An application for the renewal of an annual licence for a funeral services establishment shall be accompanied by a current certificate of inspection referred to in subsection 13 (7).

(8) A funeral services establishment licence shall not be renewed by the Registrar where an applicant does not meet the requirements of subsections 13 (2), (4) and (5) and subsection (7). O. Reg. 908/77, s. 14.

#### DUTIES AND AUTHORITY OF THE REGISTRAR

15.—(1) The Registrar shall keep a register containing separate lists of the names and addresses and the places of business or employment of,

- (a) funeral directors, together with any terms, conditions or limitations attached to their licences;
- (b) registered students; and
- (c) persons to whom funeral services establishment licences have been issued and any conditions attached to the licences.

(2) The Registrar has the authority of an inspector under section 31 of the Act. O. Reg. 908/77, s. 15.

#### PROFESSIONAL MISCONDUCT

16. For the purposes of the Act, "professional misconduct" means,

- (a) failure by a funeral director to abide by the terms, conditions or limitations of his licence;
- (b) failure to maintain the standard of practice of a funeral director;
- (c) failure to maintain the records that are required to be kept in respect of a funeral services establishment;
- (d) permitting, counselling or assisting any person who is not licensed under the Act

to engage in the practice of funeral directing except as provided for in the Act or this Regulation;

- (e) charging fees that are excessive in relation to the services performed;
- (f) signing or issuing a certificate, report or similar document that contains a statement the funeral director knows or ought to know is false, misleading or otherwise improper;
- (g) knowingly submitting a false or misleading account or false or misleading charges for services rendered;
- (h) failure to carry out the terms of a pre-arranged funeral agreement;
- (i) conviction of an offence that affects the fitness of a funeral director to engage in the practice of funeral directing;
- (j) engaging in the practice of funeral directing while the ability of the funeral director is impaired by alcohol or a drug;
- (k) displaying or permitting the display of caskets or other funeral supplies to be seen from the exterior of the funeral services establishment in which a licensee is engaged in the practice of funeral directing;
- (l) conduct or an act relevant to the practice of funeral directing that, having regard to all the circumstances, would reasonably be regarded by funeral directors as disgraceful, dishonourable or unprofessional;
- (m) procuring a licence by fraud or misrepresentation;
- (n) making or promising of any payment or award by a funeral director or by an employee, agent or representative of the funeral director, to any person for the purpose of procuring patronage for the funeral director or the funeral services establishment;
- (o) contravention of the Act or the regulations or the *Prearranged Funeral Services Act* or the regulations thereunder; and
- (p) failure to attend a continuing education course as required by subsection 5 (1);
- (q) the providing or the direction of the providing of funeral services or funeral supplies to the public, other than in a funeral services establishment licensed under the Act. O. Reg. 908/77, s. 16; O. Reg. 817/78, s. 2.

17. The decisions of the Discipline Committee shall be published by the Board in its annual report to the Minister and may be published by the Board in any other publication and where a funeral director has been found guilty of professional misconduct or incompetence, the full name and address of the funeral director may be stated and a summary of the charges, the decision and the penalty imposed may be stated and the text or substance of any restriction on the licence of the funeral director or of any reprimand may be added, but where a funeral director has been found not guilty of professional misconduct or incompetence, the identity of the funeral director shall not be published but the substance of the proceedings may be published without identification of the parties for the purpose of publishing advice to the funeral director or to the profession. O. Reg. 908/77, s. 17.

RECORDS

18. Every funeral director who directs the operation of a funeral services establishment shall maintain books and records in which shall be recorded at least,

- (a) the name, address, place of birth, date of birth, place of death, date of death, place of burial of each deceased person;
- (b) complete details of funeral services rendered and funeral supplies furnished together with the total cost thereof to the purchaser; and

- (c) the signatures of the person or persons who, in each case, authorized the provision of such funeral services and supplies. O. Reg. 908/77, s. 18.

ADVERTISING

19.—(1) No funeral director shall in his advertising, or on any sign on his premises, include the name or photograph of any person who does not hold a licence under this Act.

(2) No funeral director shall in his advertising include any reference to price or conditions of sale.

(3) No funeral director shall authorize or use an advertisement that has an area exceeding 500 square inches (3226 square centimetres) other than a sign on his premises identifying his establishment.

(4) No funeral director shall make any false or misleading statement in his advertising. O. Reg. 908/77, s. 19.

EXPENSES

20. Every member of the Board appointed under clause 2 (2) (a) of the Act shall be paid a *per diem* allowance of \$75 and travelling and living expenses actually incurred while engaged upon the business of the Board. O. Reg. 908/77, s. 20.

Form 1

Funeral Services Act

CERTIFICATE OF REGISTRATION FOR IN-SERVICE TRAINING

Registration Number .....

Registration Date .....

THIS IS TO CERTIFY THAT

.....  
(name in full)

of the ..... of .....  
in the ..... of ..... is  
registered with the Board as a student.

Date of in-service training .....

with .....  
(name of funeral director)

NOTE: Your in-service training commences with date of registration with the Board.

.....  
Registrar,  
Board of Funeral Services

PLEASE CARRY THIS CARD AT ALL TIMES

O. Reg. 908/77, Form 1.

Form 2

*Funeral Services Act*

APPLICATION FOR REGISTRATION OF A STUDENT FOR IN-SERVICE TRAINING  
TO THE BOARD OF FUNERAL SERVICES:

1. My name is .....
2. My address is .....
3. I was born in the ..... of ..... on the ..... day  
of ....., 19....
4. I am in the employ of ....., a licensed funeral director, of the .....  
of ..... pursuant to an agreement dated the ..... day of.....,  
19.... hereto attached.
5. I enclose two statements of good character.
6. I enclose a photograph of myself taken within the last twelve months.
7. I enclose the registration fee of \$25.

AFFIDAVIT OF APPLICANT

Province of Ontario

To Wit:

I, ....., of the  
..... of .....  
in the ..... of .....  
make oath and say:

1. I am the applicant herein for registration as a student for in-service training, and I signed the application.
2. The information given by me herein is true.

SWORN before me at the .....  
of ..... in the .....  
of ..... this ..... day of .....  
....., 19....

.....  
(signature of student)

.....  
A Commissioner, etc.

Form 3

*Funeral Services Act*

STATEMENT OF GOOD CHARACTER

TO THE BOARD OF FUNERAL SERVICES:

I, .....  
of .....  
(address and profession or occupation)

STATE THAT I HAVE KNOWN .....  
(name of applicant)

for a period of ..... years. I have had the following opportunities of judging the applicant's character:  
.....  
.....

I believe the applicant to be a person of good character and a proper person to be registered as a student for in-service training with the Board with a view to being licensed as a funeral director.

Dated this ..... day of ....., 19....  
.....  
(name)  
.....  
(address)

NOTE: This form is to be completed only by persons, not relatives, who have known the applicant for at least five years.

O. Reg. 908/77, Form 3.

Form 4

*Funeral Services Act*

AGREEMENT OF IN-SERVICE TRAINING

This agreement of in-service training made this ..... day of ....., 19....

BETWEEN: ..... hereinafter called the  
Student  
—and—  
..... hereinafter called the  
Funeral Director

WITNESSETH that the Student and the Funeral Director agree as follows:

1. The Student agrees to faithfully serve the Funeral Director as a Student for in-service training in accordance with the *Funeral Services Act* and the regulations thereunder from the date hereof until he is licensed as a funeral director or this agreement is revoked, assigned or rendered null and void under the regulations made under the Act.
2. The Funeral Director agrees to faithfully train and instruct the Student in the practices of a funeral director and to furnish the Student with an affidavit of his service when the Student has complied with all the necessary requirements of his service in accordance with the regulations.

IN WITNESS WHEREOF the parties have signed.

WITNESS:

.....

(Funeral Director)

.....

(Student)

NOTE: File this agreement with the Registrar of the Board together with the other documents required by the regulations under the *Funeral Services Act*.

O. Reg. 908/77, Form 4.

Form 5

*Funeral Services Act*

ASSIGNMENT OF AGREEMENT OF IN-SERVICE TRAINING

The agreement of in-service training made between .....  
the student, of ..... and  
(address)

....., a licensed funeral  
director, the employer, of .....  
(address)

dated the ..... day of ....., 19.... and the mutual rights, benefits and obligations  
contained therein are hereby assigned to ....., a licensed funeral director, of  
(address)

Dated this ..... day of ....., 19....

IN WITNESS WHEREOF the parties have signed.

WITNESS:

.....

(employer assigning agreement)

.....

(employer to whom agreement is assigned)

.....

(student)

NOTE: File this assignment with the Registrar of the Board, together with an affidavit of in-service training in Form 8, within fifteen days from the date of the assignment.

O. Reg. 908/77, Form 5.



Form 6

Funeral Services Act

APPLICATION FOR LICENSING EXAMINATION  
TO  
QUALIFY FOR A FUNERAL DIRECTOR'S LICENCE

TO THE BOARD OF FUNERAL SERVICES:

I, ..... of .....  
(name in full) (street and number)  
..... in .....  
(city, town or village) (county, district or regional municipality)

hereby apply to try the licensing examination set by the Board in order to qualify for a funeral director's licence.

I have completed at least twelve months of in-service training under agreement.

I am a graduate of a program in funeral service education at .....

I enclose fee of \$75.

Dated at ..... this ..... day of ....., 19....

WITNESSED BY:

.....  
(signature of applicant)

Address to which communications may be sent:

.....

NOTE: File this application with the Registrar of the Board at least fifteen days before the date fixed for the examination by the Board.

O. Reg. 908 /77, Form 6.

Form 7

Funeral Services Act

APPLICATION TO RETRY EXAMINATION  
FOR A LICENCE AS A FUNERAL DIRECTOR

TO THE BOARD OF FUNERAL SERVICES:

I, ..... of .....  
(name in full) (street and number)  
.....  
(city, town or village) (regional municipality)

an in-service training student, desire to retry the examination set by the Board in order to qualify for a funeral director's licence.

I have continued to serve as a student as required by the regulations under the *Funeral Services Act*.

I enclose fee of \$25.

Dated at ..... this ..... day of ....., 19....

WITNESSED BY:

.....  
(signature of applicant)

Address to which communications may be sent:

.....

NOTE: Complete this application and file with the Registrar of the Board at least fifteen days before the date fixed for the examination by the Board.

O. Reg. 908/77, Form 7.

Form 8

*Funeral Services Act*

AFFIDAVIT OF STUDENT AS TO IN-SERVICE TRAINING

I, .....  
of the ..... of .....  
in the ..... of ....., student

MAKE OATH AND SAY AS FOLLOWS:

1. Under agreement of in-service training dated the ..... day of .....  
19.... and an assignment or assignments thereof, if any, I was employed by and faithfully and  
diligently served as a registered student for the following funeral director(s):  
  
..... from ..... to .....  
  
..... from ..... to .....  
  
..... from ..... to .....
2. During the period of in-service training I was not absent from service except for the authorized  
annual vacation granted by the funeral director with whom I was employed. (If any exception  
give particulars).  
  
.....  
  
.....
3. During the period of registration as a student for in-service training I was not engaged in any  
other employment other than in the employment of the funeral director to whom I was employed.  
(If any exceptions give particulars).  
  
.....  
  
.....

4. During the period of service I embalmed ..... human bodies.

Sworn before me at .....  
in the ..... of .....  
this ..... day of ....., 19....

(signature of student)

.....  
A Commissioner, etc.

O. Reg. 908 /77, Form 8.

Form 9

*Funeral Services Act*

AFFIDAVIT OF FUNERAL DIRECTOR  
AS TO IN-SERVICE TRAINING OF A REGISTERED STUDENT

IN THE MATTER OF .....  
registered student.

I, .....  
of the ..... of ..... in the .....  
of ....., a licensed funeral director,

MAKE OATH AND SAY AS FOLLOWS:

1. The above-named registered student was employed by me and faithfully and diligently served  
as a student under agreement of in-service training dated the ..... day of.....  
19.... from the ..... day of ....., 19.... to the .....  
day of ....., 19.... (or assigned to me by assignment dated the ..... day  
of ....., 19....).
2. The above-named student was not at any time during the period of in-service training to my  
knowledge employed by any other person. (If any exceptions give particulars).  
.....  
.....
3. During the period of in-service training the student embalmed ..... human  
bodies.

4. I believe this student to be a fit and proper person to apply for a licence as a funeral director.

Sworn before me at .....  
in the ..... of .....  
this ..... day of ..... 19....

(signature of Funeral Director)

.....  
A Commissioner, etc.

Form 10

Funeral Services Act

APPLICATION FOR A LICENCE AS A FUNERAL DIRECTOR

TO THE BOARD OF FUNERAL SERVICES:

I, ..... , Age .....  
of ..... in the ..... of .....

hereby apply for a licence as a funeral director and state as follows:

- 1. I am a graduate of a program in funeral service education and attach proof thereof.
- 2. I have completed at least twelve months of in-service training under agreement and attach copies thereof and file herewith my affidavit of in-service training.
- 3. I have made application to try a licensing examination set by the Board.
- 4. I have passed the said licensing examination.
- 5. I attach evidence that I have embalmed at least fifty human bodies.
- 6. I enclose the licence fee of \$25.

7. I am at present employed at .....  
(address of funeral service establishment)  
in the ..... of ..... , Ontario, and the licensee of the funeral  
service establishment is .....

8. I am at present not employed in a funeral service establishment but am now employed at  
..... in the ..... of .....

9. I reside at ..... in the .....  
of ..... in the Province of .....

NOTE: Complete item 7 or 8, whichever is applicable.

AFFIDAVIT OF APPLICANT

Province of Ontario

To Wit:

I, .....  
of ..... in the .....  
of ..... in the .....  
of ..... make oath and say:

- 1. I am the applicant herein for a licence as a funeral director.
- 2. The statements made by me in the application are true.

Sworn before me at ..... }  
in the ..... of ..... }  
this ..... day of ..... , 19... } .....  
(signature of applicant)

.....  
A Commissioner, etc.

Form 11

*Funeral Services Act*

APPLICATION FOR A FUNERAL SERVICE'S ESTABLISHMENT LICENCE

TO THE BOARD OF FUNERAL SERVICES:

I, ..... Age .....  
(name in full)

of .....  
(city, town or village) (regional municipality)

apply for a funeral services establishment licence.

I intend to operate a funeral services establishment at .....  
(street and number)

in .....  
(city, town or village) (regional municipality)

The proposed funeral services establishment will not contravene any by-law in the municipality in which the establishment will be located.

I reside at ..... in ....., as aforesaid, which  
is distant ..... miles from my intended place of business.

The name of the licensed funeral director who will be directing the operation of this funeral service establishment is .....

My premises, accommodation and equipment have been inspected and approved by the Board and its certificate of approval is enclosed herein.

Enclosed herein is a current certificate of inspection of my premises from a medical officer of health or public health inspector.

I enclose licence fee of \$50.

**Schedule**

1. Is the funeral service establishment to be established, operated and maintained in your own name? .....
2. Under what name will the funeral service establishment be established, operated or maintained? .....
3. Have you a hearse? .....
4. If you have no hearse, what arrangements have you for the use of one? .....
5. Have you a service car? .....
6. What other motor equipment have you? .....
7. How many adult caskets have you,  
(a) on display .....  
(b) in stock .....



8. Describe fully your funeral furnishings and equipment: .....
- .....
- (a) for set up in home .....
- (b) cemetery equipment .....
9. Describe,
- (a) the premises where the business is to be carried on .....
- .....
- (b) the casket display room .....
10. Have you a chapel or parlour suitable for funeral services? .....
11. Describe your preparation room,
- (a) construction .....
- (b) drainage or facilities for disposal of fluids.....
- (c) type of floor covering .....
- (d) water service .....
- (e) describe your preparation room table.....

AFFIDAVIT

Province of Ontario

To Wit:

I, .....

of ..... in the .....

of ..... in the .....

of ..... make oath and say:

1. I am the applicant herein for a licence as a funeral director and I signed the application.
2. The information given by me in the application and schedule is true.

Sworn before me at the.....

in the County of .....

this ..... day of ....., 19....

(signature of applicant)

.....

A Commissioner, etc.

NOTE: File this application with the Registrar of the Board.

Form 12

Funeral Services Act

APPLICATION FOR RENEWAL OF FUNERAL SERVICES ESTABLISHMENT LICENCE  
TO THE BOARD OF FUNERAL SERVICES:

I, .....  
(name in full) (age) (code number)  
.....  
(address of funeral services establishment) (city, town, village)  
..... of .....  
(postal code) (County, District)

the holder of a funeral services establishment licence for the year .....

1. Apply for the renewal thereof and enclose the renewal fee of \$.....

2. The following students were employed by me during the last preceding year:

Name of Student	Address
.....	.....
.....	.....

3. During the last preceding year I made the following improvements or alterations on my premises that were approved by the Board:

.....  
.....

4. Enclosed herein is a current certificate of inspection of my premises from a medical officer of health or a public health inspector.

5. The funeral director who operates and maintains this funeral service establishment is.....

.....

6. I employed the following funeral directors on a full-time basis:

Name	Name
.....	.....
.....	.....
.....	.....

The answers and statements in the appended Schedule are true.

Dated at ..... this ..... day of ....., 19....

WITNESS:

.....  
(signature of applicant)

Schedule

1. Give name under which the funeral service establishment is operated and maintained.....  
.....
2. If a firm, partnership or corporation, give the name or names of the directors of the corporation:  

Name	Name
.....	.....
.....	.....
.....	.....
3. Do you have any signed agreements to provide pre-financed funeral services? If so, are the funds held in accordance with the *Prearranged Funeral Services Act*? ..... Amount \$ .....  
Name the financial institute holding trust funds.....
4. How many deaths were registered during the period between November 1, 19.. to October 31, 19..  
by the establishment for which you are the funeral director?.....
5. How many adult caskets have you on display in the funeral service establishment?.....

NOTE: Complete and file this application with the Registrar of the Board.

O. Reg. 908/77, Form 12.

Form 13

*Funeral Services Act*

FUNERAL DIRECTOR'S LICENCE

Under the *Funeral Services Act* and the regulations, and subject to the limitations thereof, this licence is issued to ..... of .....  
to engage in the practice of funeral directing.

Dated at Toronto, this ..... day of ....., 19..

.....  
Registrar, Board of Funeral Services

O. Reg. 908/77, Form 13.

Form 14

*Funeral Services Act*

FUNERAL SERVICES ESTABLISHMENT LICENCE

Under the *Funeral Services Act* and the regulations, and subject to the limitations thereof, this licence is issued to ..... of .....  
to operate a funeral service establishment known as .....  
at ..... in the ..... of .....  
.....

This licence is valid to and including the 31st day of December, 19...

Dated at Toronto, this ..... day of ....., 19...

.....  
Registrar, Board of Funeral Services

O. Reg. 908/77, Form 14.





REGULATION 400

under the Fur Farms Act

GENERAL

1.—(1) An application for a licence as an operator of a fur farm shall be made to the Director in Form 1.

(2) A licence as an operator of a fur farm shall be in Form 2.

(3) The fee for a licence in Form 2 is \$10.

(4) Except as otherwise provided therein, a licence in Form 2 expires with the last day of February next following the date on which it becomes effective.

(5) A licence in Form 2 is not transferable.  
O. Reg. 255/72, s. 1.

2.—(1) Subject to subsection (2), an operator of a fur farm shall, prior to the 15th day of February in every year, submit to the Director a Fur Farm Report in Form 3.

(2) Where a person ceases to be the operator of a fur farm he shall,

- (a) surrender his licence; and
- (b) submit the Fur Farm Report,

to the Director within ten days after the date on which he ceases to be the operator of the fur farm.  
O. Reg. 255/72, s. 2.

3. Every operator of a fur farm shall make and keep records containing such details of his operation as are required for the completion of the Fur farm Report in Form 3. O. Reg. 255/72, s. 3.

4.—(1) A permit,

- (a) to take or ship, or cause to be taken or shipped, from a fur farm to a point outside Ontario;
- (b) to take or ship, or cause to be taken or shipped, from a fur farm to a point within Ontario; or
- (c) to send, or cause to be sent, from a fur farm to a tanner or taxidermist for tanning, plucking or treating in any way,

a fur-bearing animal or pelt shall be in Form 4.

(2) A permit in Form 4 expires with the seventh day after the date on which it is issued. O. Reg. 255/72, s. 4.

5. The following animals are declared to be fur-bearing animals for the purposes of the Act:

- 1. Lynx.  
O. Reg. 722/78, s. 1.

Form 1

Fur Farms Act

APPLICATION FOR LICENCE  
AS AN OPERATOR OF A FUR FARM

To: The Director, Veterinary Services Branch,  
Ministry of Agriculture and Food,  
Legislative Buildings,  
Toronto, Ontario.

.....  
(name of corporation, partnership or person)

.....  
(address)

applies for a licence as an operator of a fur farm under the *Fur Farms Act* and the regulations and, in support of this application, the following facts are stated:

A. TO BE COMPLETED BY ALL APPLICANTS

- 1. Name of fur farm:.....
- 2. Location of fur farm: Lot No. ....  
Concession No.....Township.....  
County or District.....

3. Applicant is:    Owner   (   )        tenant   (   )        of land.
4. Name of manager of fur farm.....Telephone No.....
5. Licence No. for previous year:.....
6. If partnership, names of partners:.....  
.....
7. Number, species and genetic type of fur-bearing animals in pens on January 1st or as otherwise stated:

NUMBER	SPECIES	GENETIC TYPE
.....	.....	.....
.....	.....	.....
.....	.....	.....
.....	.....	.....

B. TO BE COMPLETED BY APPLICANT NOT LICENSED FOR PREVIOUS YEAR:

1. How were fur-bearing animals obtained?.....
2. If fur-bearing animals were trapped in the wild state by applicant and transferred to the fur farm, was written authority obtained under section 67 of the *Game and Fish Act*? .....
3. Particulars of purchases of fur-bearing animals:

DATE			VENDOR		DESCRIPTION		
Day	Month	Year	Name	Address	No.	Species	Genetic Type
.....	.....	.....	.....	.....	.....	.....	.....
.....	.....	.....	.....	.....	.....	.....	.....
.....	.....	.....	.....	.....	.....	.....	.....

4. Were fur-bearing animals kept on your premises since date of purchase?.....

If not, give particulars of owner of premises where they were kept:

Name	Address
.....	.....
.....	.....
.....	.....

(signature)

(title)

Dated at....., this.....day of ....., 19.....

Form 2

*Fur Farms Act*

LICENCE AS AN OPERATOR OF A FUR FARM

LICENCE NO. ....

Under the *Fur Farms Act* and the regulations, and subject to the limitations thereof, this licence is issued to:

.....  
(name)

.....  
(address)

to be the operator of a fur farm on premises known as .....  
(name of fur farm)

This licence becomes effective on the ..... day of ....., 19...., and expires with the ..... day of February, 19....

Dated at Toronto, this ..... day of ....., 19....

.....  
Director, Veterinary Services Branch

O. Reg. 255/72, Form 2.

Form 3

*Fur Farms Act*

FUR FARM REPORT

This report is made under the *Fur Farms Act* and the regulations for .....  
(name of fur farm)

for the period from January 1st to December 31st, 19....

Name of Operator .....

Address ..... Licence No. ....

Species	1. Animals on Hand	2. Live animals received during period:	
	(including boarders) at the beginning of period:	Purchased or received by trade:	Born on farm during period:
	(a)	(b)	(c)
.....	.....	.....	.....
.....	.....	.....	.....
.....	.....	.....	.....

Species	3. Live Animals Removed or Disposed of During Period:			4. Animals on Hand (including boarders) at end of period:
	Sold or Traded	Killed for Pelts or Died and Pelted	Died (Not Pelted) or Escaped	
	(d)	(e)	(f)	(g)
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....

5. Details of Purchases (live animals):  
(as shown in column b)

Day	Date		Name	Vendor	Address	No.	Species	Genetic Type
	Month	Year						
....	....	....	.....	.....	.....	.....	.....	.....
....	....	....	.....	.....	.....	.....	.....	.....
....	....	....	.....	.....	.....	.....	.....	.....

6. Details of Sales (live animals):  
(as shown in column d)

Day	Date		Name	Purchaser	No.	Species	GeneticType	Permit No.
	Month	Year		Address				
....	....	....	.....	.....	.....	.....	.....	.....
....	....	....	.....	.....	.....	.....	.....	.....
....	....	....	.....	.....	.....	.....	.....	.....

7. Details of Boarders:

Owner		No.	Species
Name	Address		
.....	.....	.....	.....

8. Details of Animal Deaths:

Month of Death	Cause of Death (if known)	No.	Species
.....	.....	.....	.....
.....	.....	.....	.....
.....	.....	.....	.....





Form 4

Fur Farms Act

FUR FARM OPERATOR'S PERMIT FOR EXPORT OR TRANSPORTATION

19.....

PERMIT NO.....

Under the *Fur Farms Act* and the regulations, and subject to the limitations thereof, this permit is issued to.....of....., the holder of Licence No.....as an operator of a fur farm,  
(name) (address)

\*strike out \* (a) to take or ship, or cause to be taken or shipped, from his fur farm to a point outside Ontario;  
if not applicable OR

\*strike out \* (b) to take or ship, or cause to be taken or shipped, from his fur farm to a point within Ontario;  
if not applicable OR

\*strike out \* (c) to send, or cause to be sent, from his fur farm to a tanner or taxidermist,  
if not applicable  
the following fur-bearing animals or pelts:

SPECIES	NO. OF LIVE ANIMALS	NO. OF PELTS
.....	.....	.....
.....	.....	.....
.....	.....	.....

Name of Carrier:.....

Name and Address of Consignee, Tanner or Taxidermist:

.....  
(name) (address)

This permit expires with the seventh day after the date on which it is issued.

.....  
Director, Veterinary Services Branch

Date of Issue:.....

Signature of Operator of Fur Farm:.....

Way-bill No.:..... Date:..... Place:.....

Signature of Carrier's Agent:.....

## REGULATION 401

under the Game and Fish Act

### ANIMALS DECLARED TO BE FUR-BEARING ANIMALS

1. The following animals are declared to be fur-bearing animals:

1. *Taxidea taxus*, commonly known as badger.
2. *Lynx rufus*, commonly known as bobcat.
3. *Bison americanus*, commonly known as buffalo.
4. *Canis lupus* L., commonly known as wolf.
5. *Canis latrans* Say, commonly known as coyote.
6. Any hybrid of *Canis lupus* L. and *Canis latrans* Say.
7. Polar bears. R.R.O. 1970, Reg. 358, s. 1; O. Reg. 115/71, s. 1; O. Reg. 814/74, s. 1; O. Reg. 662/79, s. 1; O. Reg. 242/80, s. 3.



## REGULATION 402

### under the Game and Fish Act

#### AYLMER LAGOON HUNTING AREA

1. The lands in respect of which an agreement has been entered into under section 6 of the Act and described in the Schedule are designated in accordance with paragraph 33 of section 92 of the Act. O. Reg. 876/78, s. 1.

2. Except as provided in this Regulation, no person shall hunt any animal or bird in the area described in the Schedule. O. Reg. 876/78, s. 2.

3. The holder of a licence in Form 5 of Regulation 420 of Revised Regulations of Ontario, 1980, may hunt ducks, geese, rails, coots, snipe and gallinules on any day, except Sunday, during the open season therefor in any year during the hours between one-half hour before sunrise and one-half hour after sunset in the area described in the Schedule, upon condition that,

- (a) he parks his motor vehicle in an area designated as a parking area;
- (b) he hunts only within a radius of thirty feet from a blind supplied by the Ministry of Natural Resources and marked with the number of the area in which his motor vehicle is parked;

(c) the area from which he hunts is occupied by not more than one other person; and

(d) he keeps his firearm unloaded and encased except while occupying a hunting area. O. Reg. 876/78, s. 3; O. Reg. 802/80, s. 1.

#### Schedule

All that parcel or tract of land in the Town of Aylmer in the County of Elgin and being composed of part of lots 76, 77 and 78 in the said Town of Aylmer containing an area of 106 acres, more or less, described as follows:

Premising that the bearings hereinafter mentioned are astronomical: Beginning at a point in the easterly limit of said Lot 78 distant 1,650 feet measured southerly along that easterly lot from the northeasterly corner thereof; thence west astronomically 1,311.5 feet to the easterly limit of Lot 77; thence northerly along that easterly limit 138.5 feet; thence north  $84^{\circ} 53'$  west 1,338.4 feet to the easterly limit of Lot 76; thence southerly along that easterly limit 367.5 feet; thence west astronomically 689.5 feet; thence south astronomically 1,244.9 feet, thence east astronomically 3,395.8 feet, more or less, to the easterly limit of said Lot 78; thence northerly along the easterly limit of the said Lot 1,351.1 feet, more or less, to the place of beginning. O. Reg. 876/78, Sched.





## REGULATION 403

### under the Game and Fish Act

#### BAG LIMIT FOR BLACK BEAR

1.—(1) In this Regulation “hunting in a party” means hunting in a party of two or more persons who have agreed to hunt co-operatively during a period in an area that can reasonably be hunted by such persons during the period so that the intended objective of the hunt can be achieved.

(2) Subsection (1) does not apply to the hunting of moose or deer. O. Reg. 319/80, s. 1.

2. Subject to section 4, black bear may be hunted by a person hunting in a party during the open season therefor in any part of Ontario. O. Reg. 319/80, s. 2.

3. Subject to section 4, no person shall during the open season therefor take or possess more than one black bear under a licence to hunt black bear. O. Reg. 319/80, s. 3.

4. Where two or more persons who each hold a valid licence to hunt black bear are hunting in a party for black bear, any one of such persons may take or possess the number of black bear that is equal to the number of licences to hunt black bear held by the persons in the party, but the total number of black bear taken or possessed by the persons hunting in a party shall not exceed the total number of licences to hunt black bear held by such persons. O. Reg. 319/80, s. 4.



REGULATION 404

under the Game and Fish Act

BOBWHITE QUAIL, WILD TURKEY AND  
PHEASANT—PROPAGATION AND SALE

1.—(1) A licence to propagate or sell game birds or possess game birds for propagation or sale shall be in Form 1 and shall be valid for the species designated therein.

(2) An application for a licence in Form 1 shall be in Form 2.

(3) A licence in Form 1 expires with the 31st day of March next following the date of issue.

(4) The fee for a licence in Form 1 is \$10. R.R.O. 1970, Reg. 357, s. 1.

2. No person shall sell, offer for sale or be concerned in the sale of,

- (a) a bobwhite quail or a bobwhite quail egg; or
- (b) a wild turkey or a wild turkey egg,

except to the holder of a licence in Form 1 or the holder of a licence to own or operate a game bird hunting preserve. O. Reg. 919/80, s. 2.

3. Subject to section 5, no person shall sell, offer for sale or be concerned in the sale of a pheasant that does not have attached to the underside of a wing a serially numbered seal or tag furnished by the Ministry of Natural Resources to the holder of a licence in Form 1. R.R.O. 1970, Reg. 357, s. 3.

4. Where a pheasant does not have attached to the underside of a wing a seal or tag furnished by the Ministry of Natural Resources, the holder of a licence in Form 1 shall, before selling the pheasant, attach to the underside of a wing of the pheasant a seal or tag furnished by the Ministry of Natural Resources to him. R.R.O. 1970, Reg. 357, s. 4.

5. Sections 3 and 4 do not apply to a pheasant that is,

- (a) less than seven weeks of age;
- (b) sold to the holder of a licence in Form 1 or a licence to own or operate a game bird hunting preserve;
- (c) sold for release for hunting purposes; or
- (d) sold in a dressed condition and in an individual container or package that clearly

exhibits the name and address of the licensee who propagated the pheasant. R.R.O. 1970, Reg. 357, s. 5.

6. The fee payable for each seal or tag that is furnished by the Ministry of Natural Resources to the holder of a licence in Form 1 is 5 cents. R.R.O. 1970, Reg. 357, s. 6.

7. Any person may kill pheasant propagated or sold by the holder of a licence in Form 1 at any time by any method other than by shooting. R.R.O. 1970, Reg. 357, s. 9.

Form 1

Game and Fish Act

No. ....

19....

LICENCE TO PROPAGATE OR SELL GAME  
BIRDS OR POSSESS GAME BIRDS  
FOR PROPAGATION OR SALE

Under the *Game and Fish Act* and the regulations, and subject to the limitations thereof, this licence is granted

to .....  
of .....  
to propagate or sell or possess for propagation or sale:

- \*bobwhite quail
- \*wild turkey
- \*pheasant

This licence expires with the 31st day of March next following the date of issue.

.....  
(signature of issuer)  
.....  
(date)

*\*Strike out if not applicable.*

O. Reg. 919/80, s. 3, *part.*

## Form 2

*Game and Fish Act*

APPLICATION FOR A LICENCE TO  
PROPAGATE OR SELL GAME  
BIRDS OR POSSESS GAME BIRDS  
FOR PROPAGATION OR SALE

Under the *Game and Fish Act* and the regulations,  
and subject to the limitations thereof,

.....  
(print full name, surname preceding)

of .....  
(post office address)

makes application for a licence to propagate or sell  
bobwhite quail, wild turkey and pheasant.

\*1. If engaged in propagating \*bobwhite quail,  
\*wild turkey and \*pheasants, describe lands on which  
game birds are propagated:

(part) Lot ..... Concession or Plan .....

in the ..... of .....

County etc., of ..... and more particularly

described in instrument No. .... for the .....

of ..... registered in the Land Registry  
Office for the \*(Registry) \*(Land Titles) Division of

.....

\*2. If engaged in importing \*bobwhite quail, \*wild  
turkey and \*pheasants for sale, state address at which  
game birds are to be kept pending sale:

.....

\*3. If engaged in selling \*bobwhite quail, \*wild tur-  
key and \*pheasants that have been purchased in  
Ontario, not for the purpose of propagation, state the  
address at which the game birds are to be kept pending  
sale:

.....

\*4.—(i) Estimated number of bobwhite quail to be  
hatched during the term of the licence

.....

(ii) Estimated number of bobwhite quail to be  
imported during the term of the licence

.....

(iii) Estimated number of bobwhite quail to  
be sold during the term of the licence

.....

\*5.—(i) Estimated number of wild turkey to be  
hatched during the term of the licence

.....

(ii) Estimated number of wild turkey to be  
imported during the term of the licence

.....

(iii) Estimated number of wild turkey to be  
sold during the term of the licence

.....

\*6.—(i) Estimated number of pheasants to be  
hatched during the term of the licence

.....

(ii) Estimated number of pheasants to be  
imported during the term of the licence

.....

(iii) Estimated number of pheasants to be  
sold during the term of the licence

.....

7. Number of seals or tags required .....

Dated at ..... in the .....

of ..... this ..... day of ..... 19...

.....  
(signature of applicant)

*\*Strike out if not applicable.*

O. Reg. 919/80, s. 3, *part.*

## REGULATION 405

### under the Game and Fish Act

#### BOWS AND ARROWS

1. No person shall hunt deer with, or have in his possession while hunting deer,

- (a) a crossbow that has a,
  - (i) draw length of less than 300 millimetres, or
  - (ii) draw weight of less than forty-five kilograms at the draw length distance measured from the point of string rest to the release latch mechanism;
- (b) a long-bow that has a draw weight of less than eighteen kilograms measured at a draw length of 700 millimetres or less;
- (c) an arrow that,
  - (i) is less than 600 millimetres in length,
  - (ii) has a head that is less than twenty-two millimetres at the widest part thereof, or
  - (iii) has a head that has less than two cutting edges that are sharp, unserrated, barbless, straight and made of steel; or
- (d) a bolt that has a head that,
  - (i) is less than twenty-two millimetres at the widest part thereof, or
  - (ii) has less than two cutting edges that are sharp, unserrated, barbless, straight and made of steel. O. Reg. 716/79, s. 1.

2. No person shall hunt moose or bear with, or have in his possession while hunting moose or bear,

- (a) a crossbow that has a,
  - (i) draw length of less than 300 millimetres, or
  - (ii) draw weight of less than fifty-four kilograms at the draw length distance measured from the point of string rest to the release latch mechanism;
- (b) a long-bow that has a draw weight of less than twenty-two kilograms measured at a draw length of 700 millimetres or less;
- (c) an arrow that,
  - (i) is less than 600 millimetres in length,
  - (ii) has a head that is less than twenty-two millimetres at the widest part thereof, or
  - (iii) has a head that has less than two cutting edges that are sharp, unserrated, barbless, straight and made of steel; or
- (d) a bolt that has a head that,
  - (i) is less than twenty-two millimetres at the widest part thereof, or
  - (ii) has less than two cutting edges that are sharp, unserrated, barbless, straight and made of steel. O. Reg. 716/79, s. 2.





REGULATION 406

under the Game and Fish Act

BULLFROGS

1.—(1) A licence issued for a resident to take bullfrogs for the purpose of sale or barter shall be in Form 2 and the fee therefor is \$25.

(2) A licence in Form 2 is valid only in the part or parts of Ontario prescribed in the licence. O. Reg. 576/76, s. 1 (1).

(3) An application for a licence in Form 2 shall be in Form 1. R.R.O. 1970, Reg. 359, s. 1 (2).

(4) A licence in Form 2 expires with the 15th day of October next following the date of issue. O. Reg. 576/76, s. 1 (2).

2. Bullfrogs may be taken from the 1st day of July to the 15th day of October, both inclusive, in any year. R.R.O. 1970, Reg. 359, s. 2.

3.—(1) Subject to subsection (2), no person other than the holder of a licence in Form 2 shall take more than fifteen bullfrogs in a day or possess more than fifteen bullfrogs at one time. O. Reg. 576/76, s. 2.

(2) Subsection (1) does not apply to the possession of bullfrogs purchased from the holder of a licence in Form 2. R.R.O. 1970, Reg. 359, s. 3 (2).

4. The holder of a licence in Form 2 shall make a return in Form 3 and send it by registered mail on or before the 30th day of November in each year to the district manager of the administrative district of the Ministry of Natural Resources in which the licence was issued. O. Reg. 576/76, s. 3.

5. This Regulation applies to all parts of Ontario. O. Reg. 576/76, s. 4.

Form 1

Game and Fish Act

APPLICATION FOR A LICENCE TO TAKE  
BULLFROGS FOR SALE OR BARTER

Under the *Game and Fish Act* and the regulations and subject to the limitations thereof,

Please Print Name:.....  
(Surname) (Given Names)

Address:.....  
(Number) (Street) (City/Town, etc.) (Province) (Postal Code)

.....  
makes application for a licence to take bullfrogs for sale or barter in the County /District of.....  
.....  
.....

Date of Application			Completed at (specify—Township, District, County, City, etc.)	Signature of Applicant  .....
Day	Month	Year		

Form 2

*Game and Fish Act*

LICENCE TO TAKE BULLFROGS  
FOR SALE OR BARTER

No.....

19....

Licence Fee \$25.00

Under the *Game and Fish Act* and the regulations and subject to the limitations thereof, this licence is granted to:

Name
Address

to take bullfrogs for sale or barter, in the County /District of.....  
.....  
.....

This licence expires with the 15th day of October next following the date of issue.

Signature of Issuer	District Office	Date
---------------------	-----------------	------

The licensee is required to submit an Annual Return to the District Office in which the licence was issued.

O. Reg. 576 /76, s. 5, *part.*

Form 3

*Game and Fish Act*

ANNUAL RETURN BY THE HOLDER OF A  
LICENCE TO TAKE BULLFROGS  
FOR SALE OR BARTER

Please Print:

Name of Licensee	
Address of Licensee	
Licence No.	Licence Expires October 15th, 19....

Number of Bullfrogs Taken	Number Actually Killed	Location—Marsh, Township, County /District

Sales of Bullfrogs:

Date	To Whom Sold	Number Sold for Human Consumption	Number Sold to Biological Supply House

Comments:


I certify that the foregoing information is true	Signature of Licensee	Date
--	-----------------------	------

Annual Return must be submitted on or before November 30th of year in which licence was issued.  
O. Reg. 576/76, s. 6.





REGULATION 407

under the Game and Fish Act

CAMDEN LAKE HUNTING AREA

1. The Crown lands described in the Schedule are designated in accordance with paragraph 35 of section 92 of the Act. O. Reg. 641/75, s. 1.

2. Except as provided in this Regulation, no person shall hunt any animal or bird in the area described in the Schedule. O. Reg. 641/75, s. 2.

3. The holder of a licence in Form 5 of Regulation 420 of Revised Regulations of Ontario, 1980 may hunt ducks, rails, coots and gallinules on a Monday, Wednesday, Friday or Saturday during the open season therefor in any year during the hours between one-half hour before sunrise and one-half hour after sunset in the area described in the Schedule, upon condition that,

- (a) he parks his motor vehicle in an area designated as a parking area;
- (b) he hunts only within a radius of thirty feet from a stake planted and marked by an officer of the Ministry of Natural Resources with the number of the area in which his motor vehicle is parked;
- (c) the area from which he hunts is occupied by not more than one other person;
- (d) he keeps his firearm unloaded and encased except while occupying a hunting area; and
- (e) he enters and leaves the lands described in the Schedule through the area designated as a parking area. O. Reg. 641/75, s. 3; O. Reg. 611/78, s. 1; O. Reg. 799/80, s. 1.

Schedule

All and Singular that certain parcel or tract of land situate, lying and being in the Township of Camden East in the County of Lennox and Addington, and being composed of the following parcels of land:

Parts 2, 3 and 7 according to Plan R-72

Parts 2, 3, 4, 5, 6 and 7 according to Plan R-73

Parts 1, 2 and 3 according to Plan R-80

Parts 4, 5, 6 and 8 according to Plan R-121

Parts 2, 3, 6, 7, 8, 9, 10, 11, 13, 15, 16, 17, 18, 19, 20, 22, 23 and 24 according to Plan R-103

Saving and excepting therefrom that part of Part 3 according to Plan R-72 deposited in the Land Registry Office for the Registry Division of Lennox (No. 29) described as follows:

Beginning at an iron bar planted on the line between lots 35 and 36 in Concession VI distant 51 feet measured northerly along that line from the normal ordinary water's edge of Camden Lake;

Thence north 34° 15' 30" west 449.75 feet;

Thence north 51° 10' 30" east 194.63 feet;

Thence south 31° 33' 20" east 401.78 feet;

Thence south 35° 41' 10" west 186.36 feet more or less to the place of beginning.

Together with the land and lands covered by the waters of Camden Lake lying below the normal water's edge of the said lake. O. Reg. 641/75, Sched.



## REGULATION 408

### under the Game and Fish Act

#### COPELAND FOREST HUNTING AREA

1. The Crown lands described in the Schedule are designated in accordance with paragraph 33 of section 92 of the Act. O. Reg. 645/80, s. 1.

2.—(1) The provisions of sections 7, 8 and 9 of Regulation 428 of Revised Regulations of Ontario, 1980 apply to the hunting of deer in the area described in the Schedule. O. Reg. 645/80, s. 2 (1).

(2) The bag and possession limits for rabbits and squirrels prescribed by the regulations apply to the hunting of rabbits and squirrels in the area described in the Schedule. O. Reg. 645/80, s. 2 (2), *revised*.

(3) The bag and possession limits for game birds prescribed by the regulations apply to the hunting of game birds in the area described in the Schedule.

O. Reg. 645/80, s. 2 (3), *revised*.

3. Except as provided in this Regulation, no person shall hunt in the area prescribed in the Schedule.

O. Reg. 645/80, s. 3.

4. The holder of a licence in Form 5 of Regulation 420 of Revised Regulations of Ontario, 1980 may hunt fox, wolf, game birds, rabbits, raccoon and squirrel, other than red squirrel and, subject to the *Migratory Birds Convention Act* (Canada) and the regulations made thereunder, may hunt ducks, geese, rails, coots, woodcock, Wilson's snipe and gallinules in any year on any day, except Sunday, during the open season therefor from the 15th day of September to the Saturday preceding the second Monday in November, both inclusive, and from the 1st day of December to the second Saturday in December, both inclusive, in the area described in the Schedule if he parks his motor vehicle in an area designated as a parking area by an officer of the Ministry of Natural Resources. O. Reg. 645/80, s. 4.

5.—(1) Subject to subsections (2) and (3), the holder of a licence in Form 1 or 2 of Regulation 420 of Revised Regulations of Ontario, 1980 may hunt deer in any year on any day, except Sunday, from the second Monday in November to the last day of November, both inclusive, in the area described in the Schedule if,

(a) twenty-five or more deer in the aggregate have not been taken from the area or any part thereof described in the Schedule during the aforementioned period or part thereof;

(b) his name is drawn by lot by the officer in charge at the main gate of the Copeland Forest situate in the east half of Lot 6 in Con-

cession III in the Township of Medonte in the County of Simcoe, at or about 6 o'clock in the forenoon on the day he intends to hunt;

(c) he deposits his licence with the officer in charge and obtains from such officer a licence in Form 1;

(d) there are not more than twenty-nine other persons hunting in the area described in the Schedule at the time he presents his licence for deposit with the officer in charge; and

(e) he returns to the gate mentioned in clause (b) at or before 6 o'clock in the afternoon on the day he has hunted, surrenders his licence in Form 1 to the officer in charge and produces for inspection any deer taken by him.

(2) Only flintlock or percussion cap muzzle loading guns may be used while hunting deer during the period mentioned in subsection (1) in the area described in the Schedule. O. Reg. 645/80, s. 6.

(3) No person shall use or be accompanied by a dog while hunting deer in the area described in the Schedule. O. Reg. 645/80, s. 5 (3).

#### Schedule

All that parcel or tract of land in the Township of Medonte in the County of Simcoe described as follows:

Premising that the bearings hereinafter mentioned are astronomical and are derived from the easterly limit of that part of the King's Highway known as No. 93 having a bearing of north 32° 00' west according to Ministry of Transportation and Communications Plan P-2430-2; beginning at an iron bar planted at the intersection of the easterly limit of the right of way of that part of the King's Highway known as No. 93 with the southerly limit of Lot 45 in Concession I; thence northerly along the easterly limit of the right of way of that part of the King's Highway known as No. 93 to the intersection with the southerly limit of the right of way of that part of the King's Highway known as No. 400; thence northeasterly along the said southerly limit to the intersection with the southerly limit of the right of way of Ingram Road; thence in a northeasterly, easterly and northeasterly direction along the said southerly limit to a survey post in Lot 7 in Concession V; thence south 58° 20' 20" east 76.61 feet; thence north 53° 33' 50" east 2196.63 feet, more or less, to a survey post planted in the westerly limit of the allowance for road between concessions V and VI; thence southerly along the said westerly limit to the southeasterly corner of Lot 3 in

Concession V; thence westerly along the southerly limit of the said Lot 3 to the line between the east half and the west half of lots 2 and 3 in Concession V; thence southerly along the said line 1738.25 feet to a survey post; thence south 59° 14' 10" west 2240.51 feet to a survey post planted in the easterly limit of the allowance for road between concessions IV and V; thence northerly along the said easterly limit 13.78 feet; thence south 59° 37' 10" west 66.0 feet to the westerly limit of the allowance for road between concessions IV and V; thence south 59° 39' 10" west 4388.60 feet, more or less, to the easterly limit of the allowance for road between concessions III and IV; thence northerly along the said easterly limit 540.41 feet; thence westerly to the intersection of the westerly limit of the allowance for road between concessions III and IV with the line between the north half and the south half of Lot 2 in Concession III; thence westerly along the said line to the line between the east half and the west half of the said Lot 2; thence southerly along the said line to the southerly limit of the said Lot 2; thence westerly along the said southerly limit to the southwesterly corner of the said Lot 2; thence northerly along the westerly limit of the said Lot 2 a distance of

693.04 feet; thence south 58° 53' 40" west 66.0 feet, more or less, to the southeasterly corner of Lot 43 in Concession II; thence westerly along the southerly limit of the said Lot 43 to the line between the east half and the west half of the said Lot 43; thence northerly along the said line between the east half and the west half of the said Lot 43 to the southerly limit of Lot 44 in Concession II; thence westerly along the said southerly limit to the southwesterly corner of the said Lot 44; thence northerly along the easterly limit of the said Lot 44 a distance of 1422.97 feet; thence south 58° 11' 30" west 66.0 feet to the southeasterly corner of Lot 45 in Concession I; thence westerly along the southerly limit of the said Lot 45 to the place of beginning.

Saving and excepting thereout and therefrom the allowance for road between concessions I and II, concessions II and III, concessions III and IV and concessions IV and V and the allowance for road between lots 45 and 46 in concessions I and II and lots 5 and 6 in concessions III, IV and V, and the right of way of Canadian Pacific Limited. O. Reg. 645/80, Sched.

Form 1

Game and Fish Act

COPELAND FOREST HUNTING AREA  
FREE DAILY LICENCE TO HUNT DEER

No. ....

Under the *Game and Fish Act* and the regulations and subject to the limitations thereof, this licence is issued to:

Mr. ....  
Miss .....  
Mrs. ....  
(Last Name) (First Name) (Initial)

of .....  
(Street Address, P.O. Box or Rural Route) (City, Town, Village)

to hunt deer in the area described in the Schedule to Regulation 408 of Revised Regulations of Ontario, 1980.

This licence expires with the day on which it is issued.

Date of Issue ....., 19.... Signature of Issuer .....

## REGULATION 409

under the Game and Fish Act

### CROWN GAME PRESERVES

#### PART I

##### CROWN LANDS

1. This Part applies to Crown game preserves on Crown Lands. R.R.O. 1970, Reg. 360, s. 1.

2. There shall be Crown game preserves on Crown lands as described in the Schedules to Appendix A, each preserve to be known by the name appearing as the heading of the Schedule. R.R.O. 1970, Reg. 360, s. 2.

#### PART II

##### LANDS OTHER THAN CROWN LANDS

3. This Part applies to Crown game preserves on lands other than Crown lands. R.R.O. 1970, Reg. 360, s. 4.

4. The lands described in the Schedules to Appendix B are designated as Crown game preserves, each preserve to be known by the name appearing as the heading of the Schedule. R.R.O. 1970, Reg. 360, s. 5.

5.—(1) A resident of a Crown game preserve may under a licence in Form 1 possess traps, explosives, fire-arms or sporting implements on that part of the preserve owned or occupied by him.

(2) A licence in Form 1 expires with the 31st day of December next following the date on which it is issued. R.R.O. 1970, Reg. 360, s. 6 (1, 2).

### APPENDIX A

#### Schedule 1

##### CHAPLEAU CROWN GAME PRESERVE

In the territorial districts of Algoma and Sudbury and described as follows:

Beginning at a point in the geographic Township of Pearkes in the Territorial District of Algoma where the Canadian Pacific Railway line intersects the Algoma Central and Hudson Bay Railway line; thence in a general southerly and southeasterly direction along the Canadian Pacific Railway line through the geographic townships of Pearkes, Huotari, Lequerrier, Jacobson, Riggs, West, Copenace and Echum in the Territorial District of Algoma, and the geographic townships of Bader, Hornell, Delmage, Druillettes, Bliss, Gilliland,

Strathearn, Caouette and Panet, in the Territorial District of Sudbury, to the high-water mark on the northwesterly shore of Chapleau Lake near the southerly limit of the geographic Township of Panet; Thence in a general northeasterly direction along the high-water mark of the northwesterly shore of Chapleau Lake and along the westerly shore of the connecting waters to the southerly extremity of Henderson Lake in the geographic Township of Cochrane in the Territorial District of Sudbury; thence in a general northeasterly direction following the high-water mark on the westerly shore of Henderson Lake to the outlet of the Chapleau River in the geographic Township of D'Arcy and along the westerly bank of the Chapleau River through the geographic townships of D'Arcy, Racine, Pattinson, Sadler, Copperfield, Bonar and Sherlock, in the Territorial District of Sudbury, and the geographic Township of Kapuskasing in the Territorial District of Algoma, to the mouth of the Chapleau River in Kapuskasing Lake; thence in a general northerly direction along the high-water mark of the westerly shore of Kapuskasing Lake to the point where it meets the southerly limit of the Canadian National Railways line on the northwesterly corner of Kapuskasing Lake in the geographic Township of Kapuskasing; thence in a general northwesterly direction following the southerly limit of that railway line through the geographic townships of Kapuskasing, Kirkwall, Lerwick, Coderre, Conking, Hayward, Hook, Legge, Marjorie, Walls and Hawkins, in the Territorial District of Algoma, to its intersection with the easterly limit of the Algoma Central and Hudson Bay Railway line near the northerly limit of the geographic Township of Hawkins; thence southerly along the easterly limit of the Algoma Central and Hudson Bay Railway line through the geographic townships of Hawkins, Irving, Martin, Carney, Simpson, St. Julien and Pearkes, in the Territorial District of Algoma, to the place of beginning. R.R.O. 1970, Reg. 360, App. A, Sched. 2, *revised*.

#### Schedule 2

##### GEIKIE ISLAND CROWN GAME PRESERVE

Geikie Island in Lake Nipigon in the Territorial District of Thunder Bay. R.R.O. 1970, Reg. 360, App. A, Sched. 4.

#### Schedule 3

##### NIPISSING CROWN GAME PRESERVE

In the geographic townships of Askin, Flett, Gladman, Gooderham, Hammell, Kenny, La Salle,



Law, McLaren, Milne, Olive, Osborne and Sisk, in the Territorial District of Nipissing, and described as follows:

Beginning at the intersection of the southerly boundary of the geographic Township of Gladman with the northeasterly limit of that part of the King's Highway known as No. 11; thence north-westerly and northerly along the northeasterly limit of that highway limit to its intersection with the southerly limit of a travelled road in the geographic Township of Askin known as Sevigny's Road; thence in a general northeasterly direction following that southerly limit to its intersection with the south-westerly limit of the right of way of the Ontario Northland Railway; thence southeasterly along that railway limit to the intersection with the southerly boundary of the geographic Township of Osborne; thence westerly along the southerly boundaries of the geographic townships of Osborne, Hammell and Gladman to the place of beginning. R.R.O. 1970, Reg. 360, App. A, Sched. 5.

## APPENDIX B

### Schedule 1

#### BRIGDEN CROWN GAME PRESERVE

In the Township of Moore in the County of Lambton, and described as follows:

Beginning at the northwesterly angle of Lot 12, Concession VI; thence southerly along the westerly limit of Lot 12 through concessions VI to I, both inclusive, to the southerly limit of the Township of Moore; thence easterly along the southerly limit of the Township of Moore to the easterly limit of Lot 10, Concession I; thence northerly along the easterly limit of Lot 10, Concession I, and continuing northerly in a straight line to the southerly limit of Concession II; thence easterly along the southerly limit of Concession II to the westerly limit of a travelled road running northerly in Lot 9, Concession II; thence northerly along the westerly limit of that road to the southerly limit of Concession III; thence easterly along the the southerly limit of Concession III to the easterly limit of Lot 7, Concession III; thence northerly along the easterly limit of Lot 7 through concessions III to VI, both inclusive, to the northerly limit of Concession VI; thence westerly along the northerly limit of Concession VI to the place of beginning. R.R.O. 1970, Reg. 360, App. B, Sched. 4.

### Schedule 2

#### CONESTOGO CROWN GAME PRESERVE

In those parts of The Regional Municipality of Waterloo that, on the 31st day of December, 1972 were the townships of Woolwich and Waterloo in the County of Waterloo, and described as follows:

Beginning at a point in the Township of Woolwich where the southerly bank of the Conestogo River meets the westerly bank of the Grand River; thence in a general westerly direction along the southerly bank of the Conestogo River to the easterly limit of the road running southerly in Lot 2 in the Township of Woolwich; thence in a general southerly direction along the easterly limit of that road through Lot 2 in the Township of Woolwich and lots 65 and 66 in the Township of Waterloo to the northerly limit of a road running easterly from the first-described road to the Grand River in Lot 66 in the Township of Waterloo; thence in a general easterly direction along the northerly limit of the secondly-described road to the westerly bank of the Grand River in Lot 66; thence in a general northerly, easterly and northwesterly direction along the westerly bank of the Grand River to the place of beginning. R.R.O. 1970, Reg. 360, App. B, Sched. 8, *revised*.

### Schedule 3

#### CONROY MARSH CROWN GAME PRESERVE

In the Township of Carlow, in the County of Hastings, and the Township of Raglan, in the County of Renfrew, and described as follows:

1. Part of the Township of Carlow, in the County of Hastings, described as follows:

Beginning at the northeasterly corner of Lot 29, in Concession XII; thence westerly along the northerly limits of lots 29, 28, 27 and 26, in Concession XII, to the northwesterly corner of said Lot 26; thence southerly along the westerly limit of said Lot 26 to the southwesterly corner thereof; thence westerly in a straight line to the northeasterly corner of Lot 25, in Concession XI; thence westerly along the northerly limit of said Lot 25 to the northwesterly corner thereof; thence southerly along the westerly limit of said Lot 25 to the southwesterly corner thereof; thence easterly along the southerly limit of said Lot 25 to the southeasterly corner thereof; thence easterly in a straight line to the southwesterly corner of Lot 26, in Concession XI; thence easterly along the southerly limits of lots 26, 27 and 28 to the intersection with the inner limit of the road allowance laid out along the northerly shore of York River; thence in a general northeasterly direction following the said inner limit to the intersection with the easterly limit of Lot 29, in Concession XI; thence northerly along the easterly limit of Lot 29, in concessions XI and XII, to the point of beginning.

2. Part of the Township of Raglan in the County of Renfrew described as follows:

Beginning at a point in the easterly limit of Lot 9, in Concession XVI, distant 23 chains measured southerly along the said easterly limit from the northeasterly corner of said Lot 9; thence southerly along the easterly limit of Lot 9, in concessions XVI and XV, to the southeasterly corner of Lot 9, in

Concession XV; thence westerly along the southerly limit of Lot 9 to the southwesterly corner of Lot 9, in Concession XV; thence southerly in a straight line to the northeasterly corner of Lot 8, in Concession XIV; thence southerly along the easterly limit of said Lot 8 to the southeasterly corner thereof; thence westerly along the southerly limits of lots 8, 7 and 6 to the southwesterly corner of said Lot 6; thence northerly along the westerly limit of said Lot 6 to the intersection with the inner limit of a 66 foot road allowance laid out along the southerly shore of York River; thence in a general northeasterly and northerly direction following the said inner limit to a point distant 7 chains measured westerly from and perpendicularly to the easterly limit of Lot 6, in Concession XV; thence northerly parallel to the easterly limit of said Lot 6 to the intersection with the inner limit of the 66 foot road allowance along the southerly shore of York River; thence in a general northeasterly direction following the said inner limit to the intersection with the westerly limit of Lot 8, in Concession XVI; thence northerly along the said westerly limit to the intersection with a line drawn west astronomically from the point of beginning; thence east astronomically to the point of beginning. R.R.O. 1970, Reg. 360, App. B, Sched. 9.

#### Schedule 4

##### DUMFRIES CROWN GAME PRESERVE

In that part of The Regional Municipality of Waterloo that, on the 31st day of December, 1972 was the Township of North Dumfries in the County of Waterloo, and described as follows:

Beginning at a point in the northerly limit of Concession IX where it is intersected by the northerly limit of the right of way of the Canadian National Railways; thence southerly and easterly along that limit to the easterly limit of Lot 7 in Concession VII; thence southerly along the easterly limit of that lot to the southerly boundary of the Township of North Dumfries; thence westerly along that boundary to the point where it is intersected by the easterly limit of the West River Road; thence easterly and northerly along that limit to where it is intersected by the northerly limit of Concession IX; thence easterly along that limit to the place of beginning. R.R.O. 1970, Reg. 360, App. B, Sched. 13, *revised*.

#### Schedule 5

##### HIMSWORTH CROWN GAME PRESERVE

In the geographic townships of Chisholm and East Ferris in the Territorial District of Nipissing and the geographic townships of North Himsworth and South Himsworth in the Territorial District of Parry Sound, and described as follows:

Beginning at the intersection of the northerly limit of Lot 12 in Concession XVI in the geographic Township of South Himsworth with the easterly limit of that part of the King's Highway known as No. 11; thence northerly following the easterly limit of that highway to its intersection with the southerly limit of Lot 5 in Concession XXIII in the geographic Township of North Himsworth; thence easterly along the last mentioned limit to the southeasterly angle of that lot; thence northerly along the easterly limit of that lot to the easterly limit of the last mentioned highway; thence northerly along the last mentioned limit to the southerly limit of the present travelled road known as the Booth Road in Lot 4 in Concession XXIV in the geographic Township of North Himsworth; thence easterly and following the southerly limit of that road to its intersection with the westerly limit of the lands of the Canadian National Railways in Lot 28 in Concession V in the geographic Township of East Ferris; thence southeasterly and southwesterly following the westerly limit of those lands to the easterly limit of Lot 11 in Concession XV in the geographic Township of South Himsworth; thence northerly along the easterly limit of that lot to the northeasterly corner thereof; thence westerly along the northerly limit of said Lot 11 to the northwesterly corner thereof; thence southerly along the westerly limit of the said lot to the intersection with the westerly limit of the lands of the Canadian National Railways; thence southwesterly along the westerly limit of those lands to the northerly limit of the road allowance between concessions XIV and XV; thence westerly along the northerly limit of the said road allowance to the intersection with the easterly limit of that part of the King's Highway known as No. 11; thence northerly along the easterly limit of the said King's Highway to the intersection with the westerly limit of Lot 12 in Concession XVI in the geographic Township of South Himsworth; thence southerly along the westerly limit of that lot to the southwesterly corner thereof; thence easterly along the southerly limits of lots 12 and 11 in Concession XVI in the geographic Township of South Himsworth to the southeasterly corner of said Lot 11; thence northerly along the easterly limit of Lot 11 to the northeasterly corner thereof; thence westerly along the northerly limits of lots 11 and 12 to the place of beginning.

O. Reg. 918/80, s. 1.

#### Schedule 6

##### MINER CROWN GAME PRESERVE

In the Township of Gosfield South in the County of Essex, and described as follows:

Beginning at a point where the easterly limit of the McCain Side Road intersects the northerly limit of the road between concessions I and II; thence easterly along the northerly limit of the road between concessions I and II to the westerly limit of Division Road; thence northerly along the westerly limit of Division Road to the southerly limit of the road between concessions III and IV; thence westerly along the southerly limit of the road between con-

cessions III and IV to the easterly limit of the McCain Side Road; thence southerly along the easterly limit of the McCain Side Road to the place of beginning. R.R.O. 1970, Reg. 360, App. B, Sched. 29.

### Schedule 7

#### NOPIMING CROWN GAME PRESERVE

In part of the Township of McNab in the County of Renfrew, and in part of that part of The Regional Municipality of Ottawa-Carleton, that on the 14th day of June, 1968 was the Township of Fitzroy in the County of Carleton, and described as follows:

Beginning at a point in the Township of McNab where the northerly limit of the Canadian National Railway line intersects the easterly bank of the Madawaska River in Concession C of the Township of McNab; thence in a general easterly direction along that railway line through the Township of McNab in the County of Renfrew and the Township of Fitzroy in the former County of Carleton to the southeasterly limit of Lot 23, Concession V, in the Township of Fitzroy; thence northeasterly along the southeasterly limit of Lot 23, Concession V, to the southwesterly bank of the Mississippi River; thence northwesterly along the southwesterly bank of the Mississippi River and in a general westerly direction along the southerly bank of the Ottawa River to the easterly bank of the Madawaska River; thence southerly along the easterly bank of the Madawaska River to the place of beginning. R.R.O. 1970, Reg. 360, App. B, Sched. 32, *revised*.

### Schedule 8

#### PEMBROKE CROWN GAME PRESERVE

In the Township of Petawawa in the County of Renfrew and composed of lots 13 and 14, Lake Range. R.R.O. 1970, Reg. 360, App. B, Sched. 37.

### Schedule 9

#### PETERBOROUGH CROWN GAME PRESERVE

In the townships of Belmont and Methuen and Burleigh and Anstruther, in the County of Peterborough, and described as follows:

Beginning at the confluence of the water's edge along the easterly bank of Jack Creek with the water's edge along the northerly shore of Stony Lake; thence northeasterly along that water's edge to its intersection with the centre line of the allowance for road between lots 5 and 6 in Concession XII in that part of the Township of Burleigh and Anstruther that was formerly the Township of Burleigh (old survey); thence easterly along that centre line to its intersection with the centre line of a road known as

the "Nephelene Mine Road"; thence in an easterly and northeasterly direction along that centre line to its intersection with the water's edge along the westerly shore of Kashtabog Lake in Lot 14 in Concession VIII in that part of the Township of Belmont and Methuen that was formerly the Township of Methuen; thence in a general northeasterly direction along that water's edge to its intersection with the southerly production of the centre line of the allowance for road between concessions VI and VII; thence northerly along that production and the centre line of the allowance for road between concessions VI and VII to its intersection with the easterly production of the northerly limit of the easterly half of Lot 31 in Concession VII; thence westerly along that easterly production and the northerly limit of Lot 31 in Concession VII to the northwesterly corner thereof; thence westerly in a straight line to the northeasterly corner of Lot 31 in Concession VIII; thence westerly along the northerly limit of said Lot 31 to its intersection with the water's edge along the easterly bank of Redmond Creek; thence in a southwesterly and westerly direction along that water's edge to its confluence with the water's edge along the northerly shore of Redmond Bay of Jack Lake; thence in a general westerly direction along that water's edge and the water's edge along the north shore of Jack Lake and the water's edge along the northerly shore of Brook Bay of Jack Lake to its intersection with the easterly production of the northerly limit of Lot 14 in Concession XVI in that part of the Township of Burleigh and Anstruther that was formerly the Township of Burleigh (new survey); thence westerly along that production and the northerly limit of Lot 14 in concessions XVI and XV to the northwesterly corner of said Lot 14 in Concession XV; thence westerly in a straight line to the northeasterly corner of Lot 14 in Concession XIV; thence westerly along the northerly limit of Lot 14 in concessions XIV and XIII and the easterly production of the northerly limit of Lot 14 in Concession XII and the northerly limit of Lot 14 in concessions XII and XI to its intersection with the water's edge along the easterly bank of Eels Creek; thence in a southeasterly, southwesterly, and southeasterly direction along that water's edge to its confluence with the water's edge along the northerly shore of Stony Lake; thence in a general easterly direction following that water's edge to the place of beginning. R.R.O. 1970, Reg. 360, App. B, Sched. 38.

### Schedule 10

#### PUSLINCH CROWN GAME PRESERVE

In part of the Township of Puslinch in the County of Wellington, and in part of that part of The Regional Municipality of Waterloo that, on the 31st day of December, 1972 was the Township of Waterloo in the County of Waterloo, and described as follows:

All that territory within 500 yards of the high-water mark on the shore of Puslinch Lake located



in lots 1 to 6, both inclusive, in Concession I of the Township of Puslinch. R.R.O. 1970, Reg. 360, App. B, Sched. 40.

Schedule 11

SHIRLEY BAY CROWN GAME PRESERVE

In those parts of The Regional Municipality of Ottawa-Carleton that, on the 14th day of June, 1968 were the townships of March and Nepean in the County of Carleton, and described as follows:

Beginning at a point where the northeasterly limit of the road between concessions IV and V in the Township of March intersects the southeasterly limit of the road between lots 15 and 16; thence in a general southeasterly direction along the northeasterly limit of the road between concessions IV and V through the Township of March to the boundary between the townships of March and Nepean; thence southerly along that boundary to its intersection with the northerly limit of the Canadian National Railways line; thence in a general southeasterly direction along that railway line through Concession A of the Township of Nepean to the northerly limit of the road between concessions A and I in that township; thence northeasterly along the northerly limit of the road between concessions A and I to the westerly limit of the road between lots 5 and 6, Concession A; thence northwesterly along the westerly limit of the road between lots 5 and 6 through Concession A and along the production of the westerly limit of that road in a straight line across the mouth of Shirley Bay in the Ottawa River to the high-water mark on the southerly shore of Einnis Point in the Township of March; thence in a general northerly and northwesterly direction along the high-water mark on the westerly bank of the Ottawa River to its intersection with the northeasterly production of the southeasterly limit of the road between lots 15 and 16 in the Township of March; thence southwestwardly along the production and along the southeasterly limit of the road to the place of beginning. R.R.O. 1970, Reg. 360, App. B, Sched. 41, revised.

Schedule 12

YARMOUTH CROWN GAME PRESERVE

In the Township of Yarmouth in the County of Elgin and composed of,

- (a) lots 4 to 8, both inclusive, in Range I south of Edgeware Road;
- (b) lots 5 to 8, both inclusive, in Range I and II north of Edgeware Road; and
- (c) lots 5 to 8, both inclusive, in concessions X and XI. R.R.O. 1970, Reg. 360, App. B, Sched. 45.

Form 1

Game and Fish Act

19....

No.....

Under the *Game and Fish Act* and the regulations, and subject to the limitations thereof, this licence is granted to:

.....  
of.....

to possess traps, explosives, fire-arms or sporting implements on the following lands:

.....  
.....  
.....

being lands owned or occupied by him in the.....  
.....Crown Game Preserve.

This licence expires with the 31st day of December, 19....

.....  
Issuer

.....  
(date)

.....  
(signature of licensee)





REGULATION 410

under the Game and Fish Act

DISCHARGE OF FIRE-ARMS FROM OR  
ACROSS HIGHWAYS AND ROADS

1. The counties and regional municipalities described in the Schedule are designated as counties and regional municipalities in which no person, while engaged in hunting or trapping game or while going to or returning from a hunting camp or locality in which game may be found, shall discharge a fire-arm from or across a highway, road, street, avenue, parkway, driveway, square, place, bridge, viaduct, or trestle, used or intended for use by the public for the passage of vehicles. R.R.O. 1970, Reg. 362, s. 1.

Schedule

- 1. Brant.
- 2. Dundas.
- 3. Elgin.
- 4. Essex, except the Township of Pelee.

- 5. Glengarry.
- 6. Grenville.
- 7. Haldimand-Norfolk.
- 8. Halton.
- 9. Hamilton-Wentworth.
- 10. Huron.
- 11. Kent.
- 12. Lambton.
- 13. Lanark.
- 14. Leeds.
- 15. Middlesex.
- 16. Niagara.
- 17. Ottawa-Carleton.
- 18. Oxford.
- 19. Perth.
- 20. Prescott.
- 21. Russell.
- 22. Stormont.
- 23. Waterloo.
- 24. Wellington.

R.R.O. 1970, Reg. 362, Sched., *revised*.



## REGULATION 411

under the Game and Fish Act

### DISCHARGE OF FIRE-ARMS ON SUNDAY

1. No person shall carry or discharge a fire-arm, other than a long-bow or a cross-bow, for the purpose of hunting on a Sunday, in,

(a) any county except,

(i) the County of Renfrew except the Township of Raglan,

(ii) the United Counties of Prescott and Russell, and

(iii) the Township of Haldimand in the County of Northumberland;

(b) any regional municipality lying south of the French and Mattawa rivers;

(c) The Municipality of Metropolitan Toronto; or

(d) the territorial districts of Muskoka and Parry Sound and that part of the Territorial District of Nipissing comprising the geographic townships of Boulter and Chisholm and the parts of the geographic townships of Ballantyne, Butt, Finlayson, McCraney and Paxton lying west of the westerly boundary of Algonquin Provincial Park. O. Reg. 48/75, s. 1; O. Reg. 391/76, s. 1.

2. This Regulation does not apply to a game bird hunting preserve licensed under Regulation 416 of Revised Regulations of Ontario, 1980. O. Reg. 612/78, s. 1.



## REGULATION 412

under the Game and Fish Act

### FIRE-ARMS—AULNEAU PENINSULA

1. Notwithstanding the provisions of subsections 10 (2), (4), (5), (6), (7) and (8) of Regulation 420 of Revised Regulations of Ontario, 1980, no person while hunting with a shotgun in the area described in the Schedule shall have in his gun or on his person any shotgun shell loaded with ball or with shot larger than number two shot during the periods from,

(a) the 15th day of April to the 15th day of June, both inclusive, in any year; and

(b) the 10th day of September to the 15th day of December, both inclusive, in any year. O. Reg. 647/80, s. 1.

2.—(1) Notwithstanding the provisions of subsections 10 (2), (4), (5), (6), (7) and (8) of Regulation 420 of Revised Regulations of Ontario, 1980, no person shall hunt with or have in his possession, while hunting, a rifle of greater calibre or projectile power than the rifle known as a .22-calibre low powered rifle in the area described in the Schedule during the periods from,

(a) the 15th day of April to the 15th day of June, both inclusive, in any year; and

(b) the 10th day of September to the 15th day of December, both inclusive, in any year.

(2) The calibre limitation mentioned in subsection (1) does not apply to a flint-lock or percussion cap muzzle loading rifle. O. Reg. 647/80, s. 2.

### Schedule

Aulneau Peninsula west of Turtle Portage in the Territorial District of Kenora excluding all off shore islands in Lake of the Woods. O. Reg. 647/80, Sched.





## REGULATION 413

### under the Game and Fish Act

#### FISHING HUTS

1. No person shall place or occupy or attempt to place or occupy any hut used for fishing on the ice of any of the waters described in the Schedule unless the hut bears on the outside, in numerals not less than two and one-half inches in height, the number assigned to the owner by an officer of the Ministry of Natural Resources in the administrative district where the water is located. R.R.O. 1970, Reg. 364, s. 1.

2. No person shall place, use or occupy any hut used for fishing on,

(a) the ice of,

(i) Lake Simcoe in the County of Simcoe and in the regional municipalities of Durham and York, and

(ii) Lake Scugog in The Regional Municipality of Durham and in the County of Victoria,

after the 15th day of March in any year; and

(b) the ice of,

(i) Lake Temagami in the Territorial District of Nipissing,

(ii) Lake Timiskaming in the territorial districts of Nipissing and Timiskaming, and

(iii) any waters, excepting those mentioned in clause (a), south of and including the French and Mattawa Rivers and Lake Nipissing,

after the 31st day of March in any year,

or leave any such hut on the ice of any such waters after the 15th day of March or the 31st day of

March, respectively. O. Reg. 153/78, s. 1; O. Reg. 891/78, s. 1.

#### Schedule

1. The water known as Lake Couchiching in the County of Simcoe and The Regional Municipality of Durham.

2. The water known as Lake Simcoe in the County of Simcoe and the regional municipalities of Durham and York.

3. The water known as Puslinch Lake in the County of Wellington.

4. The water known as Lake Nipissing in the territorial districts of Nipissing, Parry Sound and Sudbury.

5. The water known as Lake Temagami in the Territorial District of Nipissing.

6. The water known as Lake of Bays in the geographic townships of Ridout, McLean, Franklin and Brunel in the Territorial District of Muskoka as they existed on the 31st day of December, 1970.

7. The waters known as Boshkung Lake in the Provisional County of Haliburton.

8. The waters known as Twelve Mile Lake in the Provisional County of Haliburton.

9. The waters known as Gull Lake in the Provisional County of Haliburton.

10. The waters known as Lake Scugog in The Regional Municipality of Durham.

11. The waters known as Lake Timiskaming in the territorial districts of Nipissing and Timiskaming.

12. The waters known as Lake Manitou in the Territorial District of Manitoulin. R.R.O. 1970, Reg. 364, Sched.; O. Reg. 553/71, s. 1; O. Reg. 834/75, s. 1; O. Reg. 891/78, s. 2; O. Reg. 127/79, s. 1, *revised*.



## REGULATION 414

### under the Game and Fish Act

#### FISHING LICENCES

##### FORM OF LICENCES AND FEES

1. A licence issued under the section, subsection and paragraph of the Ontario Fishery Regulations in column 2 of the Table shall be in the form in column 3, and there shall be paid therefor,

(a) the fee in column 4; and

(b) the issuing fee in column 5,

set opposite thereto. O. Reg. 49/75, s. 1.

2. The fee for a duplicate licence in Form 1, 2, 4 or 11 is \$2. O. Reg. 49/75, s. 3.

3. A licence issued under paragraph 29 (1) (a) of the Ontario Fishery Regulations to take fish for personal use by means of a dip-net shall be in Form 5 and the fee therefor is \$2.50. O. Reg. 920/80, s. 1.

4.—(1) A licence issued under paragraph 29 (1) (b) of the Ontario Fishery Regulations to take fish for commercial use by means of a gill-net, pound-net, trap-net, trawl-net, hoop-net, troll, hooks, seine-net, dip-net, bait-fish trap or trammel-net shall be in Form 6.

(2) The fee for a licence in Form 6, where the licence authorizes the taking of fish by a gill-net in,

(a) Lake Superior, Lake Huron, including Georgian Bay and North Channel, Lake Erie, except that part described in clause (b) or Lake Ontario except the Bay of Quinte, is,

(i) \$24, or

(ii) \$12 for each 3,000 metres of gill-net authorized by the licence,

whichever is the greater;

(b) that part of Lake Erie easterly of a line drawn south 21° 31' east astronomically or approximately south 16° 30' east magnetically from a point where the high-water mark on the northerly shore of Lake Erie is intersected by the boundary between the counties of Elgin and Kent and authorizes the estimated taking of more than fourteen tonnes of fish, is \$150;

(c) that part of Lake Erie mentioned in clause (b) and authorizes the estimated taking of not more than fourteen tonnes of fish, is \$60;

(d) Bay of Quinté of Lake Ontario, is \$30;

(e) Lake Nipigon and authorizes the use of,

(i) 5,500 metres of gill-net, is \$36,

(ii) 11,000 metres of gill-net, is \$72, or

(iii) 22,000 metres of gill-net, is \$144; and

(f) waters other than those mentioned in clauses (a) to (e) and authorizes the use of,

(i) 1,850 metres of gill-net, is \$24, or

(ii) 3,675 metres of gill-net, is \$48.

(3) The fee for a licence in Form 6, where the licence authorizes the taking of fish by one or more pound-nets,

(a) in Lake St. Clair, is \$8.50; and

(b) in waters other than Lake St. Clair, is \$12,

for each net authorized by the licence.

(4) The fee for a licence in Form 6, where the licence authorizes the taking of fish by,

(a) one or more trap-nets, is \$12 for each trap-net authorized by the licence;

(b) a trawl-net, is \$120;

(c) one or more hoop-nets, is \$10 for each hoop-net authorized by the licence;

(d) trolling lines, is \$6;

(e) a dip-net, is \$6; and

(f) one or more bait-fish traps, is \$2.50 for each bait-fish trap authorized by the licence.

(5) The fee for a licence in Form 6, where the licence authorizes the use of hooks,

(a) for taking fish other than sturgeon or trout of any species in waters other than the Ottawa River and Lake St. Clair, is \$6 for each 150 hooks authorized by the licence;

(b) in the Ottawa River, is \$30;

(c) in Lake St. Clair, is \$30 for each 300 hooks authorized by the licence; and

- (d) for taking sturgeon in waters other than the Ottawa River and Lake St. Clair, is \$30 for each 300 hooks authorized by the licence.
- (6) The fee for a licence in Form 6, where the licence authorizes the use of a seine-net for taking fish other than bait-fish in the waters,
- (a) other than those mentioned in clauses (b) and (c), is \$24 for each 100 metres of seine-net authorized by the licence;
  - (b) of Long Point Bay of Lake Erie, is \$60; and
  - (c) of Lake St. Clair and the Detroit River and their tributaries lying within the counties of Essex and Kent, is \$12 for each 100 metres of seine-net authorized by the licence.
- (7) The fee for a licence in Form 6 that authorizes the taking of bait-fish by the use of a seine-net, the dimensions of which are,
- (a) not more than twenty metres by two metres, is \$12;
  - (b) not more than thirty-one metres by two and one-half metres, is \$18; or
  - (c) not more than forty-six metres by two and one-half metres, is \$24.
- (8) The fee for a licence in Form 6 that authorizes the taking of fish by means of a trammel-net is \$24 for each 100 metres authorized by the licence. O. Reg. 920/80, s. 2.
- 5.—(1) A licence issued under paragraph 29 (1) (e) of the Ontario Fishery Regulations shall be in Form 10 and the fee therefor is \$1 and the issuing fee therefor is 25 cents.
- (2) A licence issued under paragraph 29 (1) (j) of the Ontario Fishery Regulations shall be in Form 11 and the fee therefor is \$5 and the issuing fee therefor is \$1. O. Reg. 920/80, s. 3.
- 6.—(1) No licence prescribed in this Regulation is valid unless signed by the issuer.
- (2) A licence in Form 10 is valid only during the months of March, April and May.
- (3) A licence in Form 11 is valid only during the months of March, April, May, June and July. R.R.O. 1970, Reg. 365, s. 7.

## EXPIRY OF LICENCES

7.—(1) The licences prescribed in this Regulation, except a licence in Form 2, 10 or 11 expire with the

31st day of December next following the date of issue. O. Reg. 49/75, s. 5 (1).

(2) A licence in Form 2 is valid for the four consecutive days referred to in the licence which shall be entered therein by the issuer on the date of issue. O. Reg. 848/79, s. 1.

## RETURNS

8. The holder of a licence in Form 6, 7 or 8 shall,

- (a) make a fully completed monthly return,
  - (i) where no fishing has been done during the month under the licence, in Form 16, or
  - (ii) where fishing has been done during the month under the licence, in Form 16,

and forward the return so completed to the district manager or an officer designated by him on or before the 8th day of the month following that for which the return is made; and

- (b) make an annual return in Form 17 and forward the return to the district manager not later than the 31st day of January next following the expiry of the licence. R.R.O. 1970, Reg. 365, s. 9; O. Reg. 1007/78, s. 1; O. Reg. 197/80, s. 1.

9.—(1) Section 8 does not apply to the holder of a licence in Form 6 that authorizes the taking of bait-fish for commercial use. R.R.O. 1970, Reg. 365, s. 11 (1).

(2) The holder of a licence in,

- (a) Form 6 that authorizes the taking of bait-fish for commercial use;
- (b) Form 13; or
- (c) Form 14,

shall make an annual return in Form 9 and forward the return to the issuer of the licence not later than the 15th day of January next following the date of expiry of the licence. R.R.O. 1970, Reg. 365, s. 11 (2); O. Reg. 447/72, s. 1.

## TRANSFER OF LICENCES

10. A licence in Form 6, 7, 8, 13 or 14 may be transferred upon application therefor in a form provided by the Ministry of Natural Resources. O. Reg. 270/77, s. 2.



TABLE

1	2	3	4	5
Item	Reference to Ontario Fishery Regulations	Form	Fee	Issuing Fee
1.	Subsection 26 (1)	1	\$14.00	\$1.00
2.	Subsection 26 (1)	2	7.50	.50
3.	Subsection 26 (1)	3	2.00	..
4.	Subsection 26 (2)	4	5.50	.50
5.	Paragraph 29 (1) (c)	7	24.00	..
6.	Paragraph 29 (1) (d)	8	40.00	..
7.	Paragraph 29 (1) (f)	12	1.25	..
8.	Paragraph 29 (1) (g)	13	12.00	..
9.	Paragraph 29 (1) (h)	14	6.00	..

O. Reg. 848/79, s. 2; O. Reg. 920/80, s. 4.

Form 1

Game and Fish Act

19.. NON-RESIDENT ANGLING LICENCE

Under the *Game and Fish Act*, and the regulations, and subject to the limitations thereof and the limitations of the Ontario Fishery Regulations, this licence is granted to

No.

Licence Fee ..... \$14.00

Issuing Fee ..... 1.00

Total ..... \$15.00

Date of Birth

Date	Month	Year

Mr.  
Mrs.  
Miss

Last Name (Print)

First Name (Print)

Initial

Street Address

P.O. Box or Rural Route (Print)

City, Town or Village (Print)

State

Height .....

Weight .....

Colour of Hair .....

Colour of Eyes .....

Zip Code No.

to angle. This licence expires with the 31st day of December, 19...

.....

(signature of issuer)

.....

(date)

.....

(signature of licensee)

O. Reg. 848/79, s. 3, *part.*

Form 2

Game and Fish Act

19. NON-RESIDENT FOUR DAY ANGLING LICENCE

Under the *Game and Fish Act*, and the regulations, and subject to the limitations thereof and the limitations of the Ontario Fishery Regulations, this licence is granted to

Mr.  
Mrs.  
Miss

Last Name (Print)  

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

First Name (Print)  

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

Initial  

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

Street Address      P.O. Box or Rural Route (Print)  

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

City, Town or Village (Print)      State  

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

No.  
Licence Fee ..... \$7.50  
Issuing Fee ..... .50  
Total ..... \$8.00

Date of Birth  

Date	Month	Year
------	-------	------

Height .....

Weight .....

Colour of Hair .....

Colour of Eyes .....

Zip Code No.  

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

to angle on the four consecutive days

<table><tr><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></tr></table>																					<table><tr><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></tr></table>																					<table><tr><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></tr></table>																					<table><tr><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></tr></table>																					19....
Month and Day	Month and Day	Month and Day	Month and Day																																																																																	

and expires with the fourth day

.....  
(signature of issuer)      (date)      (signature of licensee)

O. Reg. 848/79, s. 3, *part*.

Form 3

Game and Fish Act

19....  
No.....

NON-RESIDENT ANGLING LICENCE FOR A MEMBER OF AN ORGANIZED CAMP

Licence fee..... \$2.00

Identification  
Age  
Height  
Weight  
Colour of hair  
Colour of eyes

Under the *Game and Fish Act*, and the regulations, and subject to the limitations thereof and the limitations of the Ontario Fishery Regulations, this licence is granted to .....

of.....

a member of.....

(name of camp)

to angle during the open seasons.

.....

.....

.....

This licence expires with the 31st day of December, 19....

Not valid unless signed by issuer.

Signature of issuer.....

Address of issuer.....

Signature of licensee.....

Date of issue.....

R.R.O. 1970, Reg. 365, Form 3.

Form 4

Game and Fish Act

19.. CANADIAN RESIDENT ANGLING LICENCE

(not required by a resident of Ontario)

Under the *Game and Fish Act*, and the regulations, and subject to the limitations thereof and the limitations of the Ontario Fishery Regulations, this licence is granted to

Mr.  
Mrs.  
Miss

Last Name (Print)

First Name (Print)

Initial

Street Address

P.O. Box or Rural Route (Print)

City, Town or Village (Print)

Province

No.

Licence Fee ..... \$5.50

Issuing Fee ..... .50

Total ..... \$6.00

Date of Birth

Date	Month	Year

Height .....

Weight .....

Colour of Hair .....

Colour of Eyes .....

to (a) angle; and

(b) take bait fish for personal use.

This licence expires with the 31st day of December, 19.....

.....

(signature of issuer) (date) (signature of licensee)

Form 5

Game and Fish Act

No.....

19....

DIP-NET LICENCE TO TAKE FISH FOR  
PERSONAL USE

Licence fee .....\$2.50

Under the *Game and Fish Act*, and the regulations,  
and subject to the limitations thereof and the  
limitations of the Ontario Fishery Regulations,

this licence is granted to.....

of.....

to take fish for personal use by means of a dip-net in  
the waters of.....

.....

.....

.....

This licence expires with the 31st day of December,

19....

Issued at.....this.....day of....., 19..

Not valid unless signed by issuer.

Signature of issuer.....

R.R.O. 1970, Reg. 365, Form 6; O. Reg. 920/80,  
s. 5.

Form 6

Game and Fish Act

COMMERCIAL FISHING LICENCE

Licence fee \$.....

Under the *Game and Fish Act*, and the regulations,  
and subject to the limitations thereof and the  
limitations of the Ontario Fishery Regulations,  
this licence is granted to.....

.....

of.....

to take fish for commercial use by means of not  
more than.....

.....

in the public waters of.....

.....

.....

.....

.....

.....

This licence is issued subject to further licences  
being granted for the public waters mentioned  
hereon.

This licence expires with the 31st day of December,

19....

Issued this .....day of ....., 19..

Not valid unless signed by issuer.

Signature of issuer .....

R.R.O. 1970, Reg. 365, Form 7; O. Reg. 641/77,  
s. 1 (1), *part*.

Form 7

Game and Fish Act

COMMERCIAL FISHING LICENCE

(CARP ONLY)

Licence fee \$.....

Under the *Game and Fish Act*, and the regulations,  
and subject to the limitations thereof and the  
limitations of the Ontario Fishery Regulations, this  
licence is granted to .....

.....

of .....

to take fish for commercial use by means of not

more than .....

.....

in the public waters of .....

.....

.....

.....  
.....  
.....

of .....

to take fish for commercial use by means of  
not more than .....

This licence is issued subject to further licences  
being granted for the public waters mentioned  
hereon.

This licence expires with the 31st of December,  
19....

Issued this .....day of ....., 19 ....

Not valid unless signed by issuer.

Signature of issuer .....

R.R.O. 1970, Reg. 365, Form 8; O. Reg. 641/77,  
s. 1 (1), *part*.

Form 8

*Game and Fish Act*

COMMERCIAL FISHING LICENCE

(STURGEON ONLY)

Licence fee \$ .....

Under the *Game and Fish Act*, and the regulations,  
and subject to the limitations thereof and the  
limitations of the Ontario Fishery Regulations,  
this licence is granted to .....

in the public waters of .....

This licence is issued subject to further licences  
being granted for the public waters mentioned  
hereon.

This licence expires with the 31st day of December,  
19....

Issued this .....day of ....., 19 ....

Not valid unless signed by issuer.

Signature of issuer .....

R.R.O. 1970, Reg. 365, Form 9; O. Reg. 641/77,  
s. 1 (1), *part*.





Form 10

Game and Fish Act

No. ....

19....

RESIDENT'S LICENCE TO TAKE SMELT  
FOR PERSONAL USE

Identification

Licence fee .....	\$1.00	Age
Issuing fee .....	.25	Height
<hr/>		Weight
Total fee .....	\$1.25	Colour of hair
		Colour of eyes

Under the *Game and Fish Act*, and the regulations,  
and subject to the limitations thereof and the  
limitations of the Ontario Fishery Regulations,  
this licence is granted to .....  
of .....  
to take smelt for personal use by means of a seine-net.

This licence is valid only during the months of  
March, April and May, 19....  
Not valid unless signed by issuer.

Signature of issuer .....  
Address of issuer .....  
Signature of licensee .....  
Date .....

O. Reg. 920/80, s. 6, *part*.

Form 11

Game and Fish Act

No. ....

19....

NON-RESIDENT'S LICENCE TO TAKE FISH  
BY MEANS OTHER THAN ANGLING

Identification

Licence fee .....	\$5.00	Age
Issuing fee .....	1.00	Height
<hr/>		Weight
Total fee .....	\$6.00	Colour of hair
		Colour of eyes

Under the *Game and Fish Act*, and the regulations,  
and subject to the limitations thereof and the  
limitations of the Ontario Fishery Regulations,  
this licence is granted to .....  
.....  
of .....  
to take fish by means other than angling.

This licence is valid only during the months of  
March, April, May, June and July, 19....  
Not valid unless signed by issuer.  
Signature of issuer .....  
Address of issuer .....  
Signature of licensee .....  
Date .....

O. Reg. 920/80, s. 6, *part*.

Form 12

Game and Fish Act

No. ....

19....

ANGLER'S BAIT FISH LICENCE

Identification

Licence fee .....	\$1.25	Age
		Height
		Weight
		Colour of hair
		Colour of eyes

Under the *Game and Fish Act*, and the regulations,  
and subject to the limitations thereof and the  
limitations of the Ontario Fishery Regulations,  
this licence is granted to .....  
of .....  
to take bait fish for his own use.

This licence expires with the 31st day of December,  
19....  
Not valid unless signed by issuer.

Signature of issuer .....  
.....

Address of issuer.....  
Signature of licensee.....  
Date.....  
R.R.O. 1970, Reg. 365, Form 13; O. Reg. 920/80,  
s. 7.

Form 13

Game and Fish Act

No.....

19....

BAIT-FISH DEALER'S LICENCE

Licence fee.....\$10.00  
  
Under the *Game and Fish Act*, and the regulations,  
and subject to the limitations thereof and the  
limitations of the Ontario Fishery Regulations, this

licence is granted to.....  
of.....  
to deal in bait fish at.....

This licence expires with the 31st day of December,  
19....

Issued at.....this.....day of....., 19....

Not valid unless signed by issuer.

Signature of issuer.....

R.R.O. 1970, Reg. 365, Form 14; O. Reg. 641/77,  
s. 1 (2), *part*.

Form 14

Game and Fish Act

No.....

19....

LICENCE TO PRESERVE BAIT-FISH

Licence fee.....\$5.00

Under the *Game and Fish Act*, and the regulations,  
and subject to the limitations thereof and the  
limitations of the Ontario Fishery Regulations,

this licence is granted to.....  
of.....

to preserve bait fish at.....

This licence expires with the 31st day of December,  
19....

Issued at.....this.....day of....., 19....

Not valid unless signed by issuer.

Signature of issuer.....

R.R.O. 1970, Reg. 365, Form 15; O. Reg. 641/77,  
s. 1 (2), *part*.

Form 15

Game and Fish Act

REPORT OF COMMERCIAL FISHING

Port.....Lake.....

Month.....19....

Licence No. ....Issued to.....

Post Office Address.....

Commercial fishing report for the month of.....  
.....is nil.

This return contains a complete and correct state-  
ment of fishing operations carried on by me during the  
month of.....

Date....., 19....

(signature of the holder of the licence)  
O. Reg. 197/80, s. 2, *part*.

*Game and Fish Act*

THIS REPORT IS DUE BY THE FIFTH OF THE MONTH

This return contains a complete and correct statement of fishing operations carried on by me during the month

Date . . . . . 19 . . . . .

(signature of the holder of the licence)

O. Reg. 197/80, s. 2, *part.*

Form 17

Game and Fish Act

ANNUAL COMMERCIAL FISHING REPORT

To.....  
(District Manager)

For the year ending December 31, 19....

Commercial Fishing  
Licence No.:

Name of Licensee  
(please print):

Home Port or Address:

New Capital Investment  
(Purchases during the year of "New"  
equipment, not "Used" equipment)

Kind		Total Cost \$	
Diesel and Gas Engines, Outboard Motors			00
Tugs, Boats, Canoes, etc.			00
Gear: Nets, Twine, Ropes, Floats, Winches, etc.			00
Wheelhouse Equipment: Radios, Radar, etc.			00
Check if no new equipment purchased during year <input type="checkbox"/>			
Fishing Craft or Boats (including motor)			
Department of Transport No.:			
Length	No. of boats	Tonnage (tons)	Value \$
40 feet and over			00
20 feet to 39 feet		////////	00
Under 20 feet		////////	00

(Where owner assists he should be included but do not show men already included under another licence.)

Fish Caught during the year

Kind	Quantity Caught lb.	Price per pound cents
1. Blue Pickerel		
2. Bullheads		
3. Carp		
4. Catfish		
5. Chubs and Tullibee		
6. Eels		
7. Lake Herring		
8. Lake Trout		
9. Ling		
10. Northern Pike		
11. Perch		
12. Menominee		
13. Suckers or Mulletts		
14. Rock Bass and Crappies		
15. Saugers		
16. Sheepshead		
17. Smelt		
18. Sturgeon		
19. Caviar		
20. Sunfish		
21. White Bass		
22. Whitefish		
23. Yellow Pickerel		

No. of Fishermen engaged in Fishery:



Fishing Gear Report all gear on hand			
Kind	No.	Length Yards	Value \$
1. Gill-Net	////////		00
2. Pound-Net		////////	00
3. Trap-Net		////////	00
4. Hoop-Net (no. of pots)		//////// ////////	00
5. Seines	////////		00
6. Night Lines (no. of hooks)		//////// ////////	00
7. Trolling Lines		////////	00
8. Dip or Roll Nets		////////	00
9. Trawls		////////	00
Shore Installations			
Kind	No.	Value \$	
Freezers and Ice Houses			00
Piers and Wharves			00
Net Sheds			00

An Annual Commercial Fishing Report is to be made by each holder of a Commercial Fishing Licence within thirty days of the end of the year reported as required under the *Game and Fish Act*.

Locality:

Department
Use
Only

This return contains a complete and correct statement of fishing operations carried on by me during the year.

Date....., 19....  
.....  
(signature of licensee)



## REGULATION 415

under the Game and Fish Act

### FURS

#### INTERPRETATION

1. In this Regulation "registered trap-line area" means an area designated as a trap-line area in Regulation 436 of Revised Regulations of Ontario, 1980. O. Reg. 791/78, s. 1.

#### TRAPPER'S LICENCE

2.—(1) A licence to hunt or trap or attempt to trap fur-bearing animals shall be in Form 1.

(2) The fee for a licence in Form 1 is,

(a) \$5 for that part of Ontario that is south of the most northerly east-west line of the Canadian National Railway Company; and

(b) \$1 for that part of Ontario that is north of that line.

(3) A licence in Form 1 expires with the 30th day of June next following the date on which it is issued. O. Reg. 443/77, s. 2.

3.—(1) No licence in Form 1 shall be issued to an applicant therefor who has not previously been issued a licence to hunt or trap fur-bearing animals under the regulations, unless his application is supported by the production at the time of his application of,

(a) a licence to hunt issued to him under the regulations; and

(b) a certificate issued to him by the district manager of an administrative district of the Ministry of Natural Resources certifying that he has successfully completed the course of instruction in fur harvest management and conservation given by the Ministry.

(2) No licence in Form 1 shall be issued to an applicant therefor who has previously been issued a licence to hunt or trap fur-bearing animals under the regulations, unless his application is supported by the production at the time of his application of the licence to hunt or trap fur-bearing animals.

4.—(1) The holder of a licence in Form 1 may hunt or trap or attempt to trap during the open season fur-bearing animals,

(a) on Crown lands in the registered trap-line area designated in his licence; and

(b) on lands other than Crown lands described in his licence in respect of which he has a written permit from the owner thereof to hunt or trap or attempt to trap fur-bearing animals thereon.

(2) Where the holder of a licence in Form 1 is,

(a) an owner, or the holder of a written permit for the purpose from the owner, of land; or

(b) a purchaser or locatee, or the holder of a written permit for the purpose from the purchaser or locatee, under the *Public Lands Act*, of land,

within or adjacent to the registered trap-line area designated in the licence, he may hunt or trap or attempt to trap fur-bearing animals on that land.

(3) Except as provided in subsection (2), the holder of a licence in Form 1 shall not, under the authority of that licence, hunt or trap or attempt to trap on any area other than that designated or described in the licence. O. Reg. 443/77, s. 3.

5. The holder of a licence in Form 1 may hunt or trap or attempt to trap fur-bearing animals during the open season in any part of the area described in the Schedule that is designated in his licence. O. Reg. 122/80, s. 1.

6. The holder of a licence in Form 1 shall, during the open season for hunting or trapping fur-bearing animals, take,

(a) not more than the number of a species of fur-bearing animal fixed by his licence; and

(b) not less than 75 per cent of the number of a species of fur-bearing animal fixed by his licence. O. Reg. 443/77, s. 4.

7.—(1) Where the holder of a licence in Form 1 is unable temporarily, through illness or other cause, to comply with section 6, he shall,

(a) notify the district manager of the administrative district of the Ministry of Natural Resources in which he is licensed; and

(b) nominate a person to trap on the registered trap-line in his stead.

(2) Where the person nominated is approved in writing by the district manager referred to in subsection

tion (1), he shall have all the rights and be subject to the obligations of the holder of a licence in Form 1 until the holder of the licence resumes trapping on his registered trap-line area.

(3) The holder of a licence in Form 1 shall notify the district manager referred to in subsection (1) when he resumes trapping on his registered trap-line area. O. Reg. 443/77, s. 5.

#### SEALING OF PELTS

8. The pelts of beaver, fisher, lynx, marten, mink and otter shall be,

(a) sealed by inserting through the eyehole or the nose a numbered seal with the letters "ONT" stamped thereon; or

(b) marked with a stamp provided by the Ministry for that purpose. O. Reg. 443/77, s. 7.

#### MULTIPLICITY OF LICENCES

9.—(1) No person shall hold more than one licence in Form 1. O. Reg. 443/77, s. 8 (1).

(2) Except with the written permission of the regional director of the administrative region of the Ministry of Natural Resources in which he is licensed, the holder of a licence in Form 3 shall not be the holder of a licence in Form 1.

(3) Except with the written permission of the regional director of the administrative region of the Ministry of Natural Resources in which he is licensed, the holder of a licence under the *Fur Farms Act* shall not be the holder of a licence in Form 1 or 3. O. Reg. 264/80, s. 1.

#### POSSESSION OF PELTS

10.—(1) No person shall apply for or hold a licence issued under section 64 of the Act for a greater number of pelts than he has in his possession.

(2) A licence issued under section 64 of the Act shall be in Form 2 and expires with the 15th day of October next following the date on which it is issued. O. Reg. 443/77, s. 9.

#### FUR DEALERS

11.—(1) A licence issued to a person to buy, sell or trade in pelts shall be in Form 3 and the fee therefor is \$25.

(2) A licence issued to a person to engage in the business of tanning, plucking or treating of pelts shall be in Form 3 and the fee therefor is \$25.

(3) A licence in Form 3 expires with the 30th day of June next following the date on which it is issued. O. Reg. 443/77, s. 10.

12.—(1) A licence issued to a person other than the holder of a licence in Form 3 to buy pelts at The Ontario Trappers Association Fur Sales Service at the City of North Bay in the Territorial District of Nipissing shall be in Form 4 and shall be issued without payment of a fee.

(2) A licence in Form 4 expires with the 30th day of June next following the date on which it is issued.

(3) It is a condition of a licence in Form 4 that the holder thereof shall not take possession in Ontario of the pelts purchased by him without a licence in Form 3. O. Reg. 443/77, s. 11.

13. The holder of a licence in Form 3 may deal directly with,

(a) licensed fur-dealers in any part of Ontario;

(b) the holder of a licence as an operator of a fur farm under the *Fur Farms Act*; and

(c) licensed trappers in the part of Ontario,

(i) north of the most northerly east-west line of the Canadian National Railway Company, or

(ii) south of the most northerly east-west line of the Canadian National Railway Company,

as specified in his licence. O. Reg. 443/77, s. 12.

14. The holder of a licence in Form 3 shall record in triplicate,

(a) the purchase or receipts of pelts in Form 5 at the time of each purchase or receipt; and

(b) the sale, disposal, tanning, plucking or treating of pelts in Form 6 at the time of each sale, disposal, tanning, plucking or treating thereof. O. Reg. 443/77, s. 13.

15.—(1) The holder of a licence in Form 3 shall,

(a) on or before the fifth day of every month send by post the original and duplicate original of Forms 5 and 6 for the preceding month to the district manager of the administrative district of the Ministry of Natural Resources in which the holder of the licence resides; and

(b) retain the triplicate original intact in the book in which Forms 5 and 6 are supplied by the Ministry.

(2) The triplicate original of Forms 5 and 6 shall be available for inspection by an officer.

(3) When in any month a holder of a licence in Form 3 has not received or disposed of pelts or has not tanned, plucked or treated pelts, he shall so report in his return.

(4) Where a holder of a licence in Form 3 is unable to make a return on or before the fifth day of any month, he shall make application to the district manager referred to in clause (1) (a) for an extension of time, which may be granted by the district manager in writing.

(5) A licence issued under subsection 69 (3) of the Act shall be in Form 7.

(6) A licence in Form 7 expires with the ninetieth day after the date on which it is issued and the holder of the licence shall send the licence by post to the district manager of the administrative district of the Ministry of Natural Resources in which the holder of the licence resides, upon completion of tanning, plucking or treating of the pelts. O. Reg. 443/77, s. 14.

16.—(1) A licence issued to a person purchasing pelts for personal use, restricted as to time and quantity, to be known as a "restricted licence", shall be in Form 8 and shall be issued without payment of a fee.

(2) A licence in Form 8 expires with the thirtieth day after the date on which it is issued. O. Reg. 443/77, s. 15.

EXPORT OF FUR-BEARING ANIMALS  
OR THEIR PELTS

17.—(1) A licence to take or ship a fur-bearing animal or its pelt to a point outside Ontario shall be in Form 9.

(2) A licence in Form 9 expires with the thirtieth day after the date on which it is issued.

(3) It is a condition of a licence in Form 9 that the name and address of the carrier be shown on the licence.

(4) A licence in Form 9 shall be attached to the,

(a) freight or express way-bill covering the shipment, if made by a common carrier; or

(b) parcel or other container containing the pelts, if shipment is made by other means.

(5) A licence in Form 9 is valid for one shipment of pelts only. O. Reg. 443/77, s. 16.

ROYALTIES

18.—(1) The royalties for taking or shipping to a point outside Ontario any fur-bearing animal or its pelt or sending or having sent any fur-bearing animal or its pelt to a tanner or taxidermist to be tanned, plucked or treated in any way are as follows:

1. Beaver .....	\$ 2.40
2. Bobcat .....	6.35
3. Fisher .....	8.60
4. Fox (Arctic) .....	2.30
5. Fox (coloured) .....	3.35
6. Fox (grey) .....	2.30
7. Lynx .....	10.70
8. Marten .....	1.50
9. Mink .....	1.35
10. Muskrat .....	.40
11. Otter .....	3.45
12. Raccoon .....	1.60
13. Wolverine .....	7.85

O. Reg. 856/80, s. 2.

(2) Subsection (1) does not apply to the pelts of fox or mink bred on a fur farm operating in Ontario under a licence issued under the *Fur Farms Act* or the pelts of such animals imported from a place outside Ontario. O. Reg. 443/77, s. 17 (2).

Schedule

1. Rondeau Provincial Park. O. Reg. 122/80, s. 2.



## Form 1

Ministry of  
Natural  
Resources

Trappers  
Licence

No.

Licence fee:

19 . . .

Trapper's  
number

Print last name first

First name or initials

Street address, P. O. Box No. or Rural Route



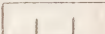
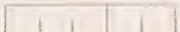
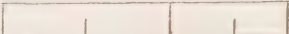
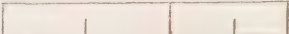
Street address, P. O. box no. or Rural Route

City, Town or Village

City, town or village \_\_\_\_\_, Ontario,

to hunt or trap fur-bearing animals during the open season in the parts of Ontario described as follows:

But excepting therefrom all privately owned land on which the licensee does not have written permission to trap, from the owner. If trapping is to be done on private lands by written permission, lots and concessions must be shown on the back of this licence.

Description		Status Code	Quotas
Age 		A means new trapper 	Beaver 
Height _____		B means no change in trapper number from last year	Fisher _____
Weight _____		C means trapper has a number different from last year	Lynx _____
Colour of hair _____			Marten _____
Colour of eyes _____			Wolverine _____
			Other _____
Month _____ Day _____ Date of Issue 		Land Classification _____ 	Site Region Site District 

This licence expires with the 30th day of June next following the date on which it is issued.

Signature of Issuer

Signature of Licensee



## Form 2

Ministry of  
Natural  
Resources

LICENCE TO  
POSSESS  
PELTS  
19...

Licence No.

Under the *Game and Fish Act* and the regulations, and subject to the limitations thereof, this licence is issued to:

Name of Licensee

(Last Name)

(First Name)

Address

Street, P. O. Box No. or Rural Route

City, Town or Village

Holder of (Type of Licence)

Licence Number

Address of Premises

to possess during the closed season on the above mentioned premises the following  
pelts:

Ontario Pelts

Other than Ontario Pelts

This licence expires with the 15th day of October next following the date on  
which it is issued.

Signature of Issuer

Date of Issue

Signature of Licensee

## Form 3

Ministry of  
Natural  
ResourcesFUR DEALER'S  
LICENCE

19 . . . .

No.

Licence fee: \$25.00

Dealer's Number

--	--	--	--	--

Under the *Game and Fish Act* and the regulations, and subject to the limitations thereof, this licence is issued to:

Print last name first

First name or initials

[illegible]

Street address, P. O. Box No. or Rural Route

[illegible]

City, Town or Village

[illegible]

Ontario.

(Check (a) or (b))

to: (a) ☐ buy, sell or trade in pelts of fur-bearing animals;  
or

(b) ☐ engage in the business of tanning, plucking or treating pelts of fur-bearing animals.

When purchasing pelts directly from licensed trappers, this licence is valid only in that part of Ontario:

(Check (i) or (ii) only)

(i) ☐ south of the most northerly east-west line of the Canadian National Railway Company;

or

(ii) ☐ north of the most northerly east-west line of the Canadian National Railway Company.

Age	Height	Weight	Colour of hair	Colour of eyes
-----	--------	--------	----------------	----------------

Signature of Issuer	Signature of Licensee
Date of Issue	District Manager

This licence expires with the 30th day of June next, following the date on which it is issued.

## Form 4

Ministry of  
Natural  
Resources

Licence to Buy Pelts  
at The Ontario Trappers  
Association Fur Sales Service

19....

Under the *Game and Fish Act* and the regulations, and subject to the limitations thereof, this licence is issued to:

\_\_\_\_\_  
Last name

\_\_\_\_\_  
First name or initials

to buy pelts at The Ontario Trappers Association Fur Sales Service, at the City of North Bay in the Territorial District of Nipissing.

This licence expires with the 30th day of June next following the date on which it is issued.

Condition:

The holder of the licence shall not take possession in Ontario of pelts purchased by him unless he is the holder of a fur-dealer's licence.

\_\_\_\_\_  
Date of Issue

\_\_\_\_\_  
Signature of Issuer



## Form 5

Ministry of  
Natural  
Resources

Fur Dealer's Return  
of Pelts Purchased or Received  
DURING THE MONTH OF

19

**Instructions:**  
Parts 1 & 2 to District Office on or before the 5th day of every month.  
Part 3 Dealer's file copy

LIST ONLY ONTARIO PELTS HERE:







List other than Ontario pelts Here:

To whom sold or disposed

O. Reg. 443/77, Form 6.

Form 7

Ministry of  
Natural  
Resources

Fur Dealer's Licence (Permit)  
to Accept Pelts for Tanning  
19....

C.B. No.

Receipt No.

Date Issued

Dated at

Licence No.

Under the *Game and Fish Act* and the regulations, and subject to the limitations thereof, this licence is issued to:

Name		Address			
Holder of	Trapper's Assigned Number	or	Dealer's Assigned Number	or	Fur Buyer's Restricted Licence Number
Name of Dealer who will do the tanning		Dealer's No.			

is authorized to accept for tanning, plucking or treating at,  
Location the following pelts,

1. Ontario Wild Fur

Species	Quantity	Royalty Rate	Royalty Paid
01 Beaver			
02 Mink			
03 Marten			
04 Otter			
05 Fisher			
06 Lynx			
07 Bobcat			
08 Muskrat			
09 Raccoon			
10 Red Squirrel			

Species	Quantity	Royalty Rate	Royalty Paid
11 Weasel			
12 Coloured Fox			
13 Arctic Fox			
14 Timber Wolf			
15 Coyote			
16 Black Bear			
17 Wolverine			
18 Skunk			
19 Grey Fox			
20 Polar Bear			

Total Royalty Paid \$

2. Other than Ontario pelts and ranch raised fur, exempt from royalty:

Signature of Issuer

Date Received by Dealer	Date Delivered by Dealer	Signature of Dealer
-------------------------	--------------------------	---------------------

This licence shall be mailed to the Ministry upon the completion of the tanning or treating of the pelts listed but not later than 3 months from the date of issue. This licence expires with the 90th day after the date on which it is issued.

Not Transferable



Form 8

Ministry of  
Natural  
Resources

Fur Buyer's  
Restricted  
Licence  
19....

Licence No.

Under the *Game and Fish Act* and the regulations, and subject to the limitations thereof, this licence is issued to:

Name of Licensee

Address

to purchase for personal use the following pelts:

This Licence expires with the 30th day after the date on which it is issued.	Date of Issue
--	---------------

Signature of Issuer

Signature of Licensee

Ministry of  
Natural  
Resources

**Form 9**  
Export Licence for  
Fur-Bearing Animals or  
Their Pelts  
19....

C.B. No.
Receipt No.

Date Issued	Dated at	Licence No.
-------------	----------	-------------

Under the *Game and Fish Act* and the regulations, and subject to the limitations thereof, this licence to export fur-bearing animals or their pelts is issued to:

Name	Address
------	---------

Holder of	Trapper's Assigned Number	or	Dealer's Assigned Number	or	Fur Buyer's Restricted Licence Number

Name of Carrier	Address of Carrier
-----------------	--------------------

is authorized to accept for export from Ontario, to

Name of Consignee	Address of Consignee
-------------------	----------------------

1. Ontario Wild Fur-bearers

Species	Quantity	Royalty Rate	Royalty Paid
01 Beaver			
02 Mink			
03 Marten			
04 Otter			
05 Fisher			
06 Lynx			
07 Bobcat			
08 Muskrat			
09 Raccoon			
10 Red Squirrel			

Species	Quantity	Royalty Rate	Royalty Paid
11 Weasel			
12 Coloured Fox			
13 Arctic Fox			
14 Timber Wolf			
15 Coyote			
16 Black Bear			
17 Wolverine			
18 Skunk			
19 Grey Fox			
20 Polar Bear			

Total Royalty Paid \$

2. Other than Ontario pelts and ranch raised fur, exempt from royalty:

This licence expires with the 30th day after the date on which it is issued.	Signature of Issuer
--	---------------------

Way-Bill No. (if applicable)	Date	Place	Signature of Shipping Agent
------------------------------	------	-------	-----------------------------

Important: This licence should be attached to way-bill covering shipment and sent through to destination. At its destination, the receiving agent will return this copy to the Ministry of Natural Resources, Wildlife Branch, Whitney Block, Queen's Park, Toronto, Ontario, M7A 1W3.

When shipment is for export to a Foreign Country this licence will be returned by the Messenger or the Agent at point of export.

If pelts are mailed by parcel post the sender must obtain from the Postmaster a stamp showing the date and the point of mailing on this copy and send it to the Ministry of Natural Resources, Wildlife Branch, Whitney Block, Queen's Park, Toronto, Ontario, M7A 1W3.



REGULATION 416

under the Game and Fish Act

GAME BIRD HUNTING PRESERVES

1.—(1) A licence to own or operate a game bird hunting preserve shall be in Form 1 and shall be valid for the species designated therein.

(2) An application for a licence in Form 1 shall be in Form 2.

(3) The fee payable for a licence in Form 1 is \$100. R.R.O. 1970, Reg. 368, s. 1 (1-3).

(4) A licence in Form 1 expires with the 31st day of August next following the date of issue. O. Reg. 733/79, s. 1.

(5) The Minister or a person designated by him may consent in writing to the transfer of a licence in Form 1 upon such terms and conditions as the Minister considers proper. R.R.O. 1970, Reg. 368, s. 1 (5).

2. No licence in Form 1 shall be issued,

- (a) where the issuance of the licence would result in the licensing of more than 600 acres of land in a concession of a township; or
- (b) for any land that is situate within 1320 feet of another licensed game bird hunting preserve. R.R.O. 1970, Reg. 368, s. 2.

3.—(1) A game bird hunting preserve shall be not less than 100 acres and not more than 600 acres in area.

(2) Subsection (1) does not apply to an island wholly owned by the holder of a licence in Form 1 or an Indian reserve. R.R.O. 1970, Reg. 368, s. 3.

4.—(1) Bobwhite quail, pheasants and wild turkeys on a game bird hunting preserve may be hunted at any time of the year. O. Reg. 733/79, s. 2.

(2) Any regulations under the Act that limit the hours during which bobwhite quail, pheasants or wild turkeys may be hunted and limit the number or sex of bobwhite quail, pheasants or wild turkeys that may be hunted in one day or possessed by any person do not apply to bobwhite quail, pheasants or wild turkeys hunted on a game bird hunting preserve. O. Reg. 1034/75, s. 1, *part*.

5.—(1) No person shall remove from a game bird hunting preserve a bobwhite quail, pheasant or wild

turkey that does not have attached to the underside of a wing a sealed serially numbered wing-tag furnished by the Ministry of Natural Resources. O. Reg. 733/79, s. 3.

(2) The fee payable for each wing-tag furnished by the Ministry of Natural Resources is 5 cents. R.R.O. 1970, Reg. 368, s. 6 (2).

Form 1

Game and Fish Act

LICENCE TO OWN OR OPERATE A  
GAME BIRD HUNTING PRESERVE  
19...

Under the *Game and Fish Act* and the regulations, and subject to the limitations thereof, this licence is granted to

.....  
of .....

to own or operate a game bird hunting preserve on the following lands:

.....

This licence is valid for the following species:

- \*bobwhite quail
- \*pheasant
- \*wild turkey

This licence expires with the 31st day of August next following the date of issue.

.....  
(signature of issuer)

.....  
(date)

\*Strike out if not applicable.

O. Reg. 733/79, s. 4, *part*.

Form 2

Game and Fish Act

APPLICATION FOR A LICENCE TO  
OWN OR OPERATE A GAME  
BIRD HUNTING PRESERVE

Under the *Game and Fish Act* and the regulations,  
and subject to the limitations thereof,

.....  
(print full name, surname preceding)

of .....  
(post office address)

makes application for a licence to own or operate a  
game bird hunting preserve on the following lands:

(part) Lot ..... Concession or Plan ..... in the

Township of .....

County (or as the case may be) .....

and more particularly described in Instrument No. ..

for the ..... of .....

containing ..... hectares.

Are bobwhite quail to be propagated by the applicant?

☐ Yes ☐ No

Are pheasants to be propagated by the applicant?

☐ Yes ☐ No

Are wild turkeys to be propagated by the applicant?

☐ Yes ☐ No

Are bobwhite quail to be imported by the applicant  
from outside the Province of Ontario?

☐ Yes ☐ No

Are pheasants to be imported by the applicant from  
outside the Province of Ontario?

☐ Yes ☐ No

Are wild turkeys to be imported by the applicant from  
outside the Province of Ontario?

☐ Yes ☐ No

Dated at ..... in the .....

of ..... this ..... day of .....,

19....

.....  
(signature of applicant)

O. Reg. 733/79, s. 4, *part.*



REGULATION 417

under the Game and Fish Act

GUIDES

1. The parts of Ontario described in Schedules 1, 2 and 3 are designated as areas in which no person shall act as a guide except under the authority of a licence. R.R.O. 1970, Reg. 369, s. 1.
- 2.—(1) A licence to act as a guide shall be in Form 1 and the fee therefor is \$2.
- (2) A licence in Form 1 expires with the 31st day of December in the year in respect of which it is issued. R.R.O. 1970, Reg. 369, s. 2.
- (3) No licence in Form 1 shall be issued to a non-resident. O. Reg. 516/78, s. 1.
3. The part of Ontario described in Schedule 1 is designated as an area in which no non-resident shall hunt deer or moose without employing or being accompanied by a licensed guide. R.R.O. 1970, Reg. 369, s. 3.

Schedule 1

The Territorial District of Rainy River. R.R.O. 1970, Reg. 369, Sched. 1.

Schedule 2

Lake St. Clair. R.R.O. 1970, Reg. 369, Sched. 2.

Schedule 3

All that part of the Province of Ontario lying north of latitude 51° north and east of longitude 83° west in the Territorial District of Cochrane and in the Patricia Portion of the Territorial District of Kenora. R.R.O. 1970, Reg. 369, Sched. 3.

Form 1

Game and Fish Act  
No.....

GUIDE LICENCE

19....  
Fee \$2.00  
Identification  
Age  
Height  
Weight  
Colour of hair  
Colour of eyes

Under the *Game and Fish Act* and the regulations, and subject to the limitations thereof, this licence  
is granted to.....  
.....  
of.....  
to act as a guide.  
This licence expires with the 31st day of December,  
19....  
Signature of Issuer.....  
Signature of Licensee.....  
Date.....

R.R.O. 1970, Reg. 369, Form 1.



## REGULATION 418

under the Game and Fish Act

### HUNTER SAFETY TRAINING COURSE

1. The Minister may appoint as a hunting instructor any person who, in the opinion of the Minister, is competent to conduct a course determined by the Minister in the safe handling of fire-arms. R.R.O. 1970, Reg. 370, s. 1.

2.—(1) A hunting instructor shall give to any person who applies to the hunting instructor therefor such course in the safe handling of fire-arms as is determined by the Minister.

(2) The course shall be given at such times and in such places as the hunting instructor determines. R.R.O. 1970, Reg. 370, s. 2.

3. Upon completion of a course by a candidate, the hunting instructor shall issue a certificate certifying that the candidate has completed the course. R.R.O. 1970, Reg. 370, s. 3.



## REGULATION 419

under the Game and Fish Act

### HUNTING IN LAKE SUPERIOR PROVINCIAL PARK

1. In this Regulation "hunting in a party" means hunting in a party of two or three persons who each have a valid licence to hunt moose who have agreed to hunt moose co-operatively during a period in an area that can reasonably be hunted by such persons during the period so that the intended objective of the hunt can be achieved. O. Reg. 1028/80, s. 1.

2.—(1) The holder of a licence in Form 3 or 8 of Regulation 420 of Revised Regulations of Ontario, 1980 may hunt moose only while hunting in a party from the 18th day of October to the 31st day of October, both inclusive, in the year 1981, in that part of Lake Superior Provincial Park described in the Schedule and may possess or use a fire-arm for the purpose.

(2) Not more than one moose shall be taken or possessed by persons hunting in a party.

(3) Where a moose is killed by a person hunting in a party, there shall be attached forthwith to the tendon of one of the hind legs of the moose,

(a) the seal provided with the licence to hunt moose held by such person; and

(b) the seal provided with the licence to hunt moose held by any one of the other persons hunting in a party.

(4) The seals attached to the hind leg of the moose in accordance with subsection (3) shall be kept attached to the moose in the manner prescribed while the moose is being transported. O. Reg. 1028/80, s. 2.

3. The holder of a licence in Form 5 of Regulation 420 of Revised Regulations of Ontario, 1980 may hunt ruffed grouse, spruce grouse, sharp-tailed grouse and rabbit from the 18th day of October to the 15th day of December, both inclusive, in the year 1981, in that part of Lake Superior Provincial Park described in the Schedule and may possess or use a fire-arm for the purpose. O. Reg. 1028/80, s. 3.

### Schedule

All that part of Lake Superior Provincial Park in the Territorial District of Algoma lying easterly of that part of the King's Highway known as No. 17 and northerly of the southerly boundary of the geographic townships of Brimacombe and Broome. O. Reg. 1028/80, Sched.





## REGULATION 420

### under the Game and Fish Act

#### HUNTING LICENCES

##### ISSUANCE

#### 1.—(1) A licence issued to a resident,

- (a) to hunt deer shall be in Form 1;
- (b) who is a farmer to hunt deer in the county, territorial district, regional municipality or district municipality, as the case may be, in which he resides shall be in Form 2;
- (c) to hunt moose shall be in Form 3;
- (d) to hunt black bear shall be in Form 4; and
- (e) to hunt animals and birds, other than bear, caribou, elk, deer, moose, badger, beaver, bobcat, fisher, lynx, marten, mink, muskrat, otter, red squirrel or wolverine shall be in Form 5.

#### (2) A licence issued to a non-resident,

- (a) to hunt fox, game birds, rabbits, raccoon, squirrel (other than red squirrel) and wolf shall be in Form 5;
- (b) to hunt deer shall be in Form 7;
- (c) to hunt moose shall be in Form 8;
- (d) to hunt black bear shall be in Form 9.

(3) A licence issued to a hunt club recognized by or registered with the Masters of Foxhounds Association of America Incorporated that authorizes the members thereof to hunt fox shall be in Form 10. O. Reg 448/80, s. 1.

2.—(1) A licence in Form 1, 2 or 7 is not valid for hunting deer with a bow and arrow unless there is affixed thereto a tag in Form 11.

(2) A licence in Form 1 or 2 is not valid for hunting deer that,

- (a) do not have antlers; or
- (b) have antlers both of which are less than 7.5 centimetres in length,

unless there is affixed thereto a tag furnished by the Ministry of Natural Resources.

(3) A licence in Form 7 is not valid for hunting deer that,

(a) do not have antlers; or

(b) have antlers both of which are less than 7.5 centimetres in length.

(4) Notwithstanding clause 13 (2) (a), a licence in Form 5 issued to a resident is valid for hunting in the Southern Region during the period from the 1st day of April to the 31st day of August, both inclusive, in any year, if there is affixed thereto a tag in Form 12.

(5) A licence in Form 5 issued to a resident is not valid for hunting raccoon at night unless there is affixed thereto a tag in Form 13.

(6) A licence in Form 5 issued to a non-resident is not valid unless there is affixed thereto a tag in Form 6 or 14 and in no case is valid for hunting raccoon at night. O. Reg. 448/80, s. 2.

3.—(1) A tag in Form 11 authorizes the holder of a licence in Form 1, 2 or 7 to hunt deer with a bow and arrow.

(2) Subject to subsection (3), a tag in Form 12 authorizes a resident who is the holder of a licence in Form 5 to hunt during the period from the 1st day of April to the 31st day of August, both inclusive, in any year.

(3) A tag in Form 12 is not required by a resident who is the holder of a licence in Form 5 to hunt game birds on a game bird hunting preserve.

(4) A tag in Form 13 authorizes a resident who is the holder of a licence in Form 5 to hunt raccoon at night.

(5) A tag in Form 6 authorizes a non-resident who is the holder of a licence in Form 5 to hunt fox, game birds, squirrel (other than red squirrel) and wolf and game birds on a game bird hunting preserve.

(6) A tag in Form 14 authorizes a non-resident who is the holder of a licence in Form 5 to hunt only game birds on a game bird hunting preserve. O. Reg. 448/80, s. 3.

4.—(1) A licence that authorizes a resident to use a dog while hunting raccoon at night shall be in Form 15.

(2) A licence that authorizes the use of a dog while hunting deer or moose shall be in Form 16. O. Reg. 448/80, s. 4.

5. A licence issued under section 53 or 71 of the Act shall be in Form 17. O. Reg. 448/80, s. 5.

6.—(1) The Minister may appoint as an examiner any employee of the Ministry of Natural Resources who, in the opinion of the Minister, is competent to examine an applicant who has not previously been issued a hunting licence by a competent authority in any jurisdiction on such applicant's knowledge of hunter safety, game laws, game identification and his ability in the safe handling of fire-arms, and, upon the applicant's successful completion of the examination, the applicant shall be issued with a certificate by the examiner.

(2) An examination shall be held at such time and place as the examiner determines.

(3) The fee for an examination is \$3.

(4) An application for an examination shall be in Form 18.

(5) Where an applicant for an examination is under the age of twenty years, he shall file with his application a certificate issued to him by a hunting instructor under section 3 of Regulation 418 of Revised Regulations of Ontario, 1980. O. Reg. 448/80, s. 6.

7.—(1) A hunting licence verification certificate or a duplicate examiner's certificate shall be in Form 19.

(2) An application for,

- (a) a hunting licence verification certificate;
- (b) a duplicate hunting licence;
- (c) a new badge; or
- (d) a duplicate examiner's certificate,

shall be in Form 20 and the fee therefor is \$3.50. O. Reg. 448/80, s. 7.

8.—(1) An application for a licence in Form 1, 3, 4, 5, 7, 8 or 9 shall be in Form 21, shall be signed in the presence of the person issuing the licence, and

- (a) where the applicant has not previously been issued a hunting licence by a competent authority in any jurisdiction, shall be supported by a certificate issued to him after the 1st day of January, 1968 by an examiner; and
- (b) where the applicant has been issued a hunting licence by a competent authority in any jurisdiction, shall be supported by,
  - (i) the production of the hunting licence, or
  - (ii) a certificate issued to him after the 1st day of January, 1968 by an examiner, or
  - (iii) a hunting licence verification certificate.

(2) An application for a licence in Form 2 shall be in Form 22, shall be signed in the presence of the person issuing the licence, and

- (a) where the applicant has not previously been issued a hunting licence by a competent authority in any jurisdiction, shall be supported by a certificate issued to him after the 1st day of January, 1968 by an examiner; and
- (b) where the applicant has been issued a hunting licence by a competent authority in any jurisdiction shall be supported by,
  - (i) the production of the hunting licence, or
  - (ii) a certificate issued to him after the 1st day of January, 1968 by an examiner, or
  - (iii) a hunting licence verification certificate.

(3) A licence in Form 1, 2, 3, 4 or 5 may be issued to a person who is fifteen years of age if he files,

- (a) a consent signed,
  - (i) where he resides with his parents by both parents, and
  - (ii) in all other cases by his parent or by the person who has custody of him; and
- (b) a certificate issued to him by an examiner; or
- (c) a hunting licence verification certificate.

O. Reg. 448/80, s. 8.

9.—(1) The holder of a licence in Form 1, 2 or 7 shall attach to the head of a deer the seal provided with the licence by affixing the seal to the cartilage separating the nostrils immediately after the deer has been killed and at the site where it was killed and he shall keep the seal attached thereto while the deer is being transported.

(2) Except as otherwise provided in the regulations, the holder of a licence in Form 3 or 8 shall attach to the tendon of one of the hind legs of a moose the seal provided with the licence immediately after the moose has been killed and at the site where it was killed and he shall keep the seal attached thereto while the moose is being transported.

(3) The holder of a licence in Form 4 or 9 shall attach to the carcass of a bear the seal provided with the licence immediately after the bear has been killed and at the site where it was killed and he shall keep the seal attached thereto while the bear is being transported. O. Reg. 1027/80, s. 1.

(4) The seal provided with a licence in Form 1, 2, 3, 4, 7, 8 or 9 expires with the fourth day after the close of the open season. O. Reg. 448/80, s. 9 (4).

10.—(1) Subject to subsection (2), the holder of a licence in Form 1, 2 or 5 shall not,

- (a) carry or use a rifle of greater calibre or projectile power than the rifle known as a .22-calibre low-powered rifle; or
- (b) while hunting with a shotgun have in his gun or on his person any shotgun shells loaded with ball or with shot larger than number two shot,

in an area during an open season for moose in that area.

(2) The holder of a licence in Form 1 or 2 may do any of the acts prohibited by subsection (1) in an area during an open season for deer and moose in that area.

(3) Subject to subsection (4), the holder of a licence in Form 3 or 5 shall not,

- (a) carry or use a rifle of greater calibre or projectile power than the rifle known as a .22-calibre low-powered rifle; or
- (b) while hunting with a shotgun have in his gun or on his person any shotgun shells loaded with ball or with shot larger than number two shot,

in an area during an open season for deer in that area.

O. Reg. 448/80, s. 10 (1-3).

(4) The holder of a licence in Form 3 may do any of the acts prohibited by subsection (3) in an area during an open season for deer and moose in that area.

O. Reg. 448/80, s. 10 (4); O. Reg. 767/80, s. 1.

(5) The holder of a licence in Form 4 shall not,

- (a) carry or use a rifle of greater calibre or projectile power than the rifle known as a .22-calibre low-powered rifle; or
- (b) while hunting with a shotgun have in his gun or on his person any shotgun shells loaded with ball or with shot larger than number two shot,

in an area during an open season for deer or moose in that area, unless he has a valid licence to hunt deer or moose in that area.

(6) The holder of a licence in Form 7 shall not,

- (a) carry or use a rifle of greater calibre or projectile power than the rifle known as a .22-calibre low-powered rifle; or
- (b) while hunting with a shotgun have in his gun or on his person any shotgun shells loaded with ball or with shot larger than number two shot,

in an area during an open season for moose in that area, unless there is in addition to an open season for moose, an open season for deer in that area that is not restricted to residents.

(7) The holder of a licence in Form 8 shall not,

- (a) carry or use a rifle of greater calibre or projectile power than the rifle known as a .22-calibre low-powered rifle; or
- (b) while hunting with a shotgun have in his gun or on his person any shotgun shells loaded with ball or with shot larger than number two shot,

in an area during an open season for deer in that area, unless there is in addition to an open season for deer, an open season for moose in that area that is not restricted to residents.

(8) The holder of a licence in Form 9 shall not,

- (a) carry or use a rifle of greater calibre or projectile power than the rifle known as a .22-calibre low-powered rifle; or
- (b) while hunting with a shotgun have in his gun or on his person any shotgun shells loaded with ball or with shot larger than number two shot,

in an area during an open season for deer or moose in that area, unless he has a valid licence to hunt deer or moose in that area.

(9) The holder of a licence in Form 5 shall not carry or use a rifle of greater calibre than the rifle known as a .275-calibre rifle, except a flint lock or percussion cap muzzle loading rifle, in the counties of Brant, Elgin, Essex, Huron, Kent, Lambton, Middlesex, Northumberland, Oxford, Perth and Wellington, the regional municipalities of Durham, Haldimand-Norfolk, Halton, Hamilton-Wentworth, Niagara, Peel, Waterloo and York and The Municipality of Metropolitan Toronto.

(10) No person shall use a rifle known as a rim-fire rifle, a shotgun smaller than 20 gauge when loaded with shot or any shotgun loaded with shot smaller than SG or number 1 buck for the purpose of hunting bear, caribou, deer, elk or moose.

(11) The holder of a licence that authorizes him to hunt raccoon at night shall not carry or use a rifle of greater calibre or projectile power than the rifle known as a .22-calibre low-powered rifle when hunting raccoon. O. Reg. 448/80, s. 10 (5-11).

(12) The holder of a licence that authorizes him to hunt raccoon at night shall not have in his possession while in a vehicle or vessel a fire-arm unless it is unloaded and encased. O. Reg. 648/80, s. 1.

11. Notwithstanding section 10, where there is an open season for hunting deer with a bow and arrow only, in a part of Ontario lying south of the French and Mattawa rivers, the holder of a licence in Form 5 may carry or use,

- (a) a rifle of greater calibre or projectile power than the rifle known as a .22-calibre low-powered rifle; or
- (b) a shotgun loaded with ball or with shot larger than number two shot,

to hunt game that the licence authorizes, provided that there is an open season therefor. O. Reg. 448/80, s. 11.

12.—(1) No person shall,

- (a) take or capture a fox;
- (b) possess or use a fire-arm; or
- (c) use or be accompanied by less than twelve or more than fifty dogs,

while hunting under the authority of a licence in Form 10.

(2) It is a condition of a licence in Form 10 that not less than three persons and, subject to subsection 18 (4) of the Act, not more than 125 persons shall hunt at one time under the authority of the licence. O. Reg. 448/80, s. 12.

EXPIRY OF LICENCES AND TAGS

13.—(1) A licence in Form 1, 2, 3, 4, 7, 8, 9, 16 or 17 expires with the 31st day of December next following the date on which it is issued.

(2) Except as otherwise provided herein, a licence in Form 5 issued to a resident is valid only,

- (a) from the 1st day of September to and including the 31st day of March next following in that part of Ontario described in Schedule 1 and referred to as the Southern Region; and
- (b) from the 1st day of September to and including the 15th day of June next following in any part of Ontario described in Schedule 2 and referred to as the Northern Region.

(3) Except as otherwise provided herein, a licence in Form 5 issued to a non-resident is valid only from the 1st day of September to and including the last day of February next following.

(4) Notwithstanding subsection (2), a licence in Form 5 issued to a resident is valid to hunt game birds on a game bird hunting preserve from and including the 1st day of September to and including the 31st day of August next following.

(5) Notwithstanding subsection (3), a licence in Form 5 issued to a non-resident is valid to hunt game birds on a game bird hunting preserve from and

including the 1st day of September to and including the 31st day of August next following, if there is affixed thereto a tag in Form 6 or 14.

(6) A licence in Form 10 is valid only from and including the 1st day of April to and including the 31st day of December next following.

(7) A licence in Form 15 is valid only from and including the 1st day of September to and including the last day of February next following. O. Reg. 448/80, s. 13.

14. Notwithstanding subsection 13 (1) and except as otherwise provided in the regulations, a licence in Form 1, 2, 3, 4, 7, 8 or 9 expires when the seal provided therewith is attached to the carcass of a bear, deer or moose, as the case may be. O. Reg. 448/80, s. 14.

15.—(1) A tag in Form 6 or 13 is valid from and including the 1st day of September to and including the last day of February next following.

(2) Notwithstanding subsection (1), a tag in Form 6 is valid to hunt game birds on a game bird hunting preserve from and including the 1st day of September to and including the 31st day of August next following.

(3) A tag in Form 11 expires with the 31st day of December next following the date on which it is issued.

(4) A tag in Form 12 is valid from and including the 1st day of April to the 31st day of August in the part of Ontario described in Schedule 1 and known as the Southern Region.

(5) A tag in Form 14 is valid from and including the 1st day of September to and including the 31st day of August next following. O. Reg. 448/80, s. 15.

GENERAL

16.—(1) Subject to subsection (2), a licence in Form 1, 2 or 7 is not valid for hunting deer on Barrie Island or Manitoulin Island in the Territorial District of Manitoulin, unless the licence has attached to it a consent,

- (a) in a form furnished by the Ministry of Natural Resources; and
- (b) signed by the owner of the land on any such island on which the holder of the licence is hunting deer.

(2) Subsection (1) does not apply to a licence mentioned therein where the holder thereof is the owner of land and he hunts on his own land. O. Reg. 448/80, s. 16.



17. A licence in Form 5 issued to a non-resident is not valid for hunting rabbits in the County of,

- (a) Essex, except the Township of Pelee;
- (b) Kent; or
- (c) Lambton. O. Reg. 448/80, s. 17.

LICENCE AND TAG FORMS

18. The fee for a licence or tag in a Form in column 1 of Schedule 3 is,

- (a) the fee in column 2; and
- (b) the issuing fee in column 3,

set opposite thereto. O. Reg. 448/80, s. 18; O. Reg. 767/80, s. 2.

Schedule 1

SOUTHERN REGION

That part of Ontario described as follows:

1. The counties of Brant, Bruce, Dufferin, Dundas, Elgin, Essex, Frontenac, Glengarry, Grenville, Grey, Haliburton, Hastings, Huron, Kent, Lambton, Lanark, Leeds, Lennox and Addington, Middlesex, Northumberland, Oxford, Perth, Peterborough, Prescott, Prince Edward, Renfrew, Russell, Simcoe, Stormont, Victoria, and Wellington.

2. The regional municipalities of Durham, Hal-  
dimand-Norfolk, Halton, Hamilton-Wentworth, Niagara, Ottawa-Carleton, Peel, Waterloo, and York. O. Reg. 448/80, Sched. 1; O. Reg. 767/80, s. 3.

Schedule 2

NORTHERN REGION

Any part of Ontario other than that part described in Schedule 1. O. Reg. 448/80, Sched. 2.

## Schedule 3

Column 1	Column 2	Column 3
Form	Fee	Issuing Fee
1	\$13.50	\$1.50
2	9.50	.50
3	18.50	1.50
4	9.50	.50
5	4.50	.50
6	33.50	1.50
7	78.50	1.50
8	198.00	2.00
9	23.50	1.50
10	50.00	NIL
11	.50	.50
12	4.50	.50
13	5.00	NIL
14	4.50	.50
15	5.00	NIL
16	4.50	.50

Form 1

Game and Fish Act

RESIDENT'S LICENCE TO HUNT DEER IN 19.....

Social Insurance Number

Licence Serial Number .....

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Under the Game and Fish Act and the regulations, and subject to the limitations thereof, this licence is issued to

Licence fee \$13.50  
Issuing fee \$ 1.50  
Total fee \$15.00

Last Name (print)

Mr.  
Mrs.  
Miss

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First Name (print)

Init.

Date of Birth

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Year	Month	Day
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Street Address, Apt. No., P.O. Box or Rural Route (print)

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Postal Code

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Qualification Produced

Province, State or Country	Year
Serial No.	

of  
City, Town or Village (print)

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Lot:	Concession:	Township of:
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Height .....  
Weight .....  
Colour of Hair .....  
Colour of Eyes .....

to hunt deer during the open season in 19.....

This licence is not valid for hunting deer that (a) do not have antlers; or (b) have antlers both of which are less than 7.5 centimetres in length unless there is affixed hereto a tag furnished by the Ministry.

.....  
(signature of issuer)

.....  
(date)

.....  
(signature of licensee)

Form 1 (cont'd)

Affix any deer-related validation tag in the place provided.		

Form 2

Game and Fish Act

FARMER'S LICENCE TO HUNT DEER IN 19.....

Social Insurance Number

Licence Serial Number .....

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Under the Game and Fish Act and the regulations, and subject to the limitations thereof, this licence is issued to

Licence fee \$ 9.50  
Issuing fee 0.50  
Total fee 10.00

Last Name (print)

Mr. 

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

Mrs. 

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

Miss 

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

First Name (print)

Init.

Date of Birth

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Year	Month	Day
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Street Address, Apt. No., P.O. Box or Rural Route (print)

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Postal Code

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Qualification Produced

Province, State or Country	Year
Serial No.	

of  
City, Town or Village (print)

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a farmer on

Lot:	Concession:	Township of:

Height .....  
Weight .....  
Colour of Hair .....  
Colour of Eyes .....

to hunt deer during the open season in 19.....  
in the county (or as the case may be) in which he resides.  
This licence is not valid for hunting deer that (a)  
do not have antlers; or (b) have antlers both of  
which are less than 7.5 centimetres in length  
unless there is affixed hereto a tag furnished by  
the Ministry.

..... (signature of issuer)                      ..... (date)                      ..... (signature of licensee)



Form 2 (cont'd)

Affix any deer-related validation tag in the place provided.		

Form 3

Game and Fish Act

RESIDENT'S LICENCE TO HUNT MOOSE IN 19.....

Social Insurance Number

Licence Serial Number .....

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Licence fee \$18.50  
Issuing fee 1.50  
Total fee 20.00

Under the Game and Fish Act and the regulations, and subject to the limitations thereof, this licence is issued to

Last Name (print)

Mr. Mrs. Miss

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

First Name (print)

Init.

Date of Birth

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Year	Month	Day
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Street Address, Apt. No., P.O. Box or Rural Route (print)

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Postal Code

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Qualification Produced

Province, State or Country	Year
Serial No.	

of  
City, Town or Village (print)

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

Height .....  
Weight .....  
Colour of Hair .....  
Colour of Eyes .....

Lot:	Concession:	Township of:

to hunt moose during the open season in 19.....

.....  
(signature of issuer)

.....  
(date)

.....  
(signature of licensee)

Form 3 (cont'd)

Affix any moose-related validation tag in the place provided.		

## Form 4

*Game and Fish Act*

RESIDENT'S LICENCE TO HUNT BLACK BEAR IN 19.....

Social Insurance Number

Licence Serial Number .....

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Under the Game and Fish Act and the regulations, and subject to the limitations thereof, this licence is issued to

Licence fee \$ 9.50

Issuing fee	0.50
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Total fee	10.00
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Last Name (print)

Mr.

Mrs.

Miss

[illegible]

First Name (print)

Init.

Date of Birth

[illegible][illegible]

Year	Month	Day
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Street Address, Apt. No., P.O. Box or  
Rural Route (print)

[illegible]

Postal Code

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Qualification Produced

Province, State or Country	Year
Serial No.	

of

City, Town or Village (print)

[illegible]

Height .....

Weight .....

Colour of Hair .....

Colour of Eyes .....

Lot:	Concession:	Township of:
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to hunt black bear during the open season in 19.....

.....  
(signature of issuer)

(date)

(signature of licensee)

Form 5

Game and Fish Act

LICENCE TO HUNT SMALL GAME IN 19..... - 19..... Social Insurance or Social Security Number

Licence Serial Number .....

Under the Game and Fish Act and the regulations, and subject to the limitations thereof, this licence is issued to

Licence fee \$4.50  
Issuing fee \$0.50  
Total fee \$5.00

Last Name (print)

Mr.  
Mrs.  
Miss

First Name (print)

Init.

Year

Month

Day

Street Address, Apt. No., P.O. Box or Rural Route (print)

Postal Code or Zip Code

Qualification Produced

Province, State or Country

Year

Serial No.

of  
City, Town or Village (print)

Lot:

Concession:

Township of:

Height .....

Weight .....

Colour of Hair .....

Colour of Eyes .....

.....  
(signature of issuer)

.....  
(date)

.....  
(signature of licensee)



Form 5 (cont'd)

- A) Who being a resident is entitled,
- (i) to hunt birds or animals other than bear, caribou, elk, deer, moose, badger, beaver, bobcat, fisher, lynx, marten, mink, muskrat, otter, red squirrel or wolverine;
  - (ii) to hunt raccoon at night during the open season when authorized by a resident's tag to hunt raccoon at night; and
  - (iii) to hunt game birds on a game bird hunting preserve from the 1st day of September, 19..... to the 31st day of August, 19.....

This licence is valid,

- (a) in the Northern Region, from the 1st day of September, 19..... to the 15th day of June, 19.....;
  - (b) in the Southern Region, from the 1st day of September, 19..... to the 31st day of March, 19....., unless authorized by a resident's summer small game tag to hunt from the 1st day of April, 19..... to the 31st day of August, 19.....
- B) Who being a non-resident is entitled,

to hunt, during the open season, only those birds or animals when and as authorized by a non-resident's small game tag or by a non-resident's tag to hunt game birds on a game bird hunting preserve during the validity of the tags indicated on this licence.

<p>Affix</p> <p>Resident's summer small game tag here</p>	<p>Affix</p> <p>Resident's tag to hunt raccoon at night here</p>
<p>Non-resident's small game tag is valid (a) for hunting fox, game birds, rabbits, raccoon, squirrel other than red squirrel and wolf from the 1st day of September, 19..... to the last day of February, 19..... during the open season, (b) for hunting game birds on a game bird hunting preserve from the 1st day of September, 19..... to the 31st day of August, 19.....</p>	<p>Non-resident's tag to hunt game birds on a game bird hunting preserve is valid from the 1st day of September, 19....., to the 31st day of August, 19.....</p>
<p>Affix</p> <p>Non-resident's small game tag here</p>	<p>Affix</p> <p>Non-resident's tag to hunt game birds on a game bird hunting preserve here</p>

Form 6

Game and Fish Act

NON-RESIDENT'S SMALL GAME TAG 190... - 198...

Serial Number	.....	Tag fee	\$33.50
		Issuing fee	\$ 1.50
		Total fee	\$35.00

Small Game Licence  
Serial Number

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Form 7

Game and Fish Act

NON-RESIDENT'S LICENCE TO HUNT DEER IN 19.....

Social Insurance or Social Security  
Number

Licence Serial Number .....

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Under the Game and Fish Act and the regulations, and subject to the limitations thereof, this licence is issued to

Licence fee \$78.50  
Issuing fee 1.50  
Total fee 80.00

Last Name (print)

Mr. 

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

Mrs. 

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

Miss 

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

First Name (print)

Init.

Date of Birth

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

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Year	Month	Day
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Street Address, Apt. No., P.O. Box or Rural Route (print)

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Qualification Produced

Province, State or Country	Year
Serial No.	

Postal Code or Zip Code

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of  
City, Town or Village (print)

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Height .....  
Weight .....  
Colour of Hair .....  
Colour of Eyes .....

Lot:	Concession:	Township of:

to hunt deer during the open season in 19.....

This licence is not valid for hunting deer that (a) do not have antlers; or (b) have antlers both of which are less than 7.5 centimetres in length.

..... (signature of issuer)      ..... (date)      ..... (signature of licensee)

Form 7 (cont'd)

Affix any deer-related validation tag in the place provided.		

Form 8

Game and Fish Act

NON-RESIDENT'S LICENCE TO HUNT MOOSE IN 19.....

Social Insurance or Social Security  
Number

Licence Serial Number .....

Under the Game and Fish Act and the regulations, and subject to the limitations thereof, this licence is issued to

Licence fee \$198.00  
Issuing fee \$ 2.00  
Total fee \$200.00

Last Name (print)

Mr.  
Mrs.  
Miss

First Name (print)

Init.

Date of Birth

Year

Month

Day

Street Address, Apt. No., P.O. Box or Rural Route (print)

Qualification Produced

Province, State or Country

Year

Serial No.

of

City, Town or Village (print)

Height .....

Weight .....

Colour of Hair .....

Colour of Eyes .....

Lot:

Concession:

Township of:

to hunt moose during the open season in 19.....

.....  
(signature of issuer)

.....  
(date)

.....  
(signature of licensee)



Form 8 (cont'd)

Affix any moose-related validation tag in the place provided.		

Form 9

Game and Fish Act

NON-RESIDENT'S LICENCE TO HUNT  
BLACK BEAR IN 19.....  
Licence Serial Number .....

Social Insurance or Social Security  
Number

--	--	--	--	--	--	--	--	--	--

Under the Game and Fish Act and the regulations, and subject to the limitations thereof, this licence is issued to

Licence fee \$23.50  
Issuing fee \$ 1.50  
Total fee \$25.00

Last Name (print)

Mr.  
Mrs.  
Miss

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

First Name (print)

Init.

Date of Birth

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Year	Month	Day
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Street Address, Apt. No., P.O. Box or  
Rural Route (print)

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Postal Code or Zip Code

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Qualification Produced

Province, State or Country	Year
Serial No.	

of  
City, Town or Village (print)

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

Height .....  
Weight .....  
Colour of Hair .....  
Colour of Eyes .....

Lot:	Concession:	Township of:

to hunt black bear during the open season in 19.....

.....  
(signature of issuer)                      (date)                      (signature of licensee)

Form 10

Game and Fish Act

LICENCE TO HUNT FOX IN 19.....

Licence Fee \$50.00

Licence Serial Number .....

Under the Game and Fish Act and the regulations, and subject to the limitations thereof, this licence is issued to

.....  
.....  
.....

	Incorporated			
Name and Address of incorporated hunt club	year	month	day	Incorporation Number
				.....

Place of Incorporation

to operate an organized fox hunt without the use of guns and without capturing foxes.

This licence is valid from the 1st day of April to the 31st day of December, 19.....

Form 11

Game and Fish Act

198...

ARCHERY TAG TO HUNT DEER

Serial Number .....

Tag fee \$0.50

Issuing fee \$0.50

Total fee \$1.00

Deer Licence

Serial Number

O. Reg. 448/80, Form 11.

Form 12

Game and Fish Act

198...

RESIDENT'S SUMMER SMALL GAME TAG

Serial Number .....

Tag fee \$4.50

Issuing fee \$0.50

Total fee \$5.00

Small Game Licence

Serial Number

O. Reg. 448/80, Form 12.

Form 13

Game and Fish Act

198... - 198...

RESIDENT'S RACCOON TAG  
TO HUNT RACCOON AT NIGHT

Total fee: \$5.00

Serial Number .....

RACCOON NIGHT  
HUNTER'S NUMBER

1

2

3

6

7

10

11

12

Small Game Licence  
Serial Number

O. Reg. 448/80, Form 13.

Form 14

Game and Fish Act

198... - 19...

NON-RESIDENT'S TAG TO HUNT GAME BIRDS  
ON A GAME BIRD HUNTING PRESERVE

Serial Number .....

Tag fee \$4.50  
Issuing fee \$0.50  
Total fee \$5.00

Small Game Licence  
Serial Number

O. Reg. 448/80, Form 14.



Form 15

Game and Fish Act

RESIDENT'S DOG LICENCE (RACCOON) 198... - 198...

Social Insurance Number

Licence Serial Number .....

--	--	--	--	--	--	--	--	--	--

Small Game  
Hunting Licence  
Serial Number

--	--	--	--	--	--	--	--

Licence fee \$5.00

Under the Game and Fish Act and the regulations, and subject to the limitations thereof, this licence authorizes the use of a dog described as follows:

.....  
.....

and owned by .....

.....

to be used to hunt raccoon at night during the open season for raccoon.

This licence is valid only from the 1st day of September, 19..., to the last day of February, 19....

.....  
(signature of issuer)

.....  
(signature of licensee)

.....  
(date)

Form 16

Game and Fish Act

DOG LICENCE (CARIBOU, DEER OR MOOSE) 19....

Social Insurance or Social Security  
Number

Licence Serial Number .....

--	--	--	--	--	--	--	--	--

Serial Number of a  
licence to hunt deer  
or moose held by the  
licensee

--	--	--	--	--	--	--	--

Licence fee \$4.50  
Issuing fee .50  
Total fee \$5.00

Under the Game and Fish Act and the regulations, and  
subject to the limitations thereof, this licence authorizes  
the use of a dog described as follows:

.....  
.....

and owned by .....

.....

to be used to hunt caribou, deer or moose during the open season.

This licence expires with the 31st day of December, 19...

.....  
(signature of issuer)

.....  
(signature of licensee)

.....  
(date)

## Form 17

*Game and Fish Act*

LICENCE TO SELL THE MEAT OF MUSKRAT,  
BEAVER, RACCOON OR BEAR

Social Insurance or Social Security  
Number

Licence Serial Number .....

Under the Game and Fish Act and the regulations, and  
subject to the limitations thereof, this licence is  
issued to .....  
.....  
of .....  
(insert the complete address)  
to sell the meat of muskrat, beaver, raccoon or bear.

This licence expires with the 31st day of December, 19...

.....  
(signature of issuer)

.....  
(signature of licensee)

.....  
(date)

Form 18

Game and Fish Act

APPLICATION FOR A HUNTING LICENCE EXAMINATION

Please Print:

Last Name	(Given Name - do not use nickname)	Middle Initial
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Street Address, P.O. Box or Rural Route*	Apt. #	Postal or Zip Code
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City, Town or Village	Province, Country or State
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\*If applicable

Lot number	Concession number	Township	County
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Telephone Number	Sex	Social Insurance or Social Security Number
Area Code	Male Female	
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Date of Birth	Height	Weight	Colour of Hair	Colour of Eyes
Year Month Day				
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I hereby apply to take: (Please check appropriate box)

☐ my first hunting licence examination or,

☐ a re-examination.

If you are applying for a re-examination, please complete the following:

Location of previous examination \_\_\_\_\_

## Form 18 (cont'd)

Date of examination\_\_\_\_\_.

Examination Record Number\_\_\_\_\_.

Instructor's Number (if applicable)\_\_\_\_\_.

\* You will be required to produce a copy of your examination record to the examiner.

Date\_\_\_\_\_

\_\_\_\_\_  
Signature of applicant

O. Reg. 448/80, Form 18.



Form 19

Game and Fish Act

HUNTING LICENCE VERIFICATION CERTIFICATE

Ministry of Natural Resources

No.

NOT VALID AS A LICENCE TO HUNT

Under the *Game and Fish Act*, and the regulations, and subject to the limitations thereof, this is to certify that the person named hereunder,

1. was the owner of 19 . . . . hunting licence number . . . . .
2. passed a hunting licence examination; record number . . . . .

Ontario Driver's Licence

--	--	--	--	--	--

--	--	--	--	--	--

--	--	--	--	--	--

Date of Birth

--	--	--

Year    Month    Day

Last Name (Print)

Mr.  
Mrs.  
Miss

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

Height . . . . .

Weight . . . . .

First Name (Print)

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

Init.

--

Col. of Hair . . . . .

Col. of Eyes . . . . .

Street Address, Apt. No., P.O. Box or Rural Route (Print)

of

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

City or Town or Village,    Province or State

Zip or Postal Code

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

.....  
Wildlife Surveys and Records

.....  
Date

Rec. ....

Form 20

Game and Fish Act

APPLICATION FOR SEARCH

Ministry of Natural Resources

Complete and send to:

Wildlife Surveys and Records,  
Ministry of Natural Resources,  
Legislative Buildings,  
Queen's Park,  
Toronto,  
Ontario, M7A 1W3.

Please include an application fee of \$3.50  
with this form.

Send a cheque or money order payable to  
The Treasurer of Ontario.

DATE 19

RETURN  
To: \_\_\_\_\_

PRINT YOUR  
NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

Under the *Game and Fish Act*, and the regulations, and subject to the limitations thereof, the undersigned  
applies for a search of a licence issued under the aforementioned Act and regulations.

Check why search requested

To Obtain:

- ☐ a new identification badge;  
or  
a replacement for a lost  
hunting licence that is valid  
in this hunting season
- ☐ a certificate verifying  
ownership of a lost, expired  
hunting licence
- ☐ a replacement for a lost  
hunting licence examination  
certificate

FILE SEARCH INFORMATION—TO BE COMPLETED BY APPLICANT—PLEASE PRINT

1. LICENCE TYPE (The kind of Licence, e.g. Resident's Licence to Hunt Small Game,  
Resident's Licence to Hunt Moose, etc.)
2. DATE OF PURCHASE (Month & Year) A search can only be made  
of licences purchased within the previous  
four years
4. LICENCE NUMBER OR IDENTI-  
FICATION BADGE (if known)

3. WHERE PURCHASED (Issuer's Name and Full Address) ONE ONLY

(IF YOU DO NOT KNOW THE LICENCE NUMBER THIS MUST BE COMPLETED).

e.g. Joe's Sport Shop,  
99 Wilderness Road,  
Anywhere,  
Ontario.

This information must be  
the same as shown on the  
licence

Ontario Driver's Licence Number

						-													
--	--	--	--	--	--	---	--	--	--	--	--	--	--	--	--	--	--	--	--

Last Name (Print)

First Name (Print)

Init.

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

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Street Address, P.O. Box or Rural Route (Print)

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City, Town or Village

Prov. or State

Zip or Postal Code

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Date of Birth  
Year      Month      Day

Height

Weight

Color of  
Hair

Color of  
Eyes

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

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--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

I hereby declare that the above information is correct.

.....  
Signature of Applicant

SPACE BELOW FOR DEPARTMENTAL REPLY ONLY

- ☐ Attached is your replacement licence
- ☐ Attached is your certificate
- ☐ No record in our files

Receipt No. ....

Wildlife Surveys and Records

Date

It is an offence against the *Game and Fish Act* to make a false statement.

Form 21

Game and Fish Act

APPLICATION FOR A .....HUNTING  
LICENCE

--	--	--	--	--	--	--	--	--	--

(PRINT—last name)

--	--	--	--	--	--	--	--	--	--

(PRINT—first name)

Init.

Residence Address .....  
(street and number, or

.....  
lot, concession and township)

.....  
(city, town or village) (province or state)

Colour of Hair .....Colour of Eyes.....

Weight ..... Height.....

Age.....

Date of Birth:

(month) ..... (day) ..... (year) .....

I have resided in Ontario for the  
period of .....months during the  
12 months immediately preceding the  
date of this application.

\*Strike out where not applicable  
\*Filed with this application is cer-  
tificate dated the .....day of .....,  
19...., issued by .....

\*Produced herewith is a hunting  
licence No. ....  
issued to me by a competent authority  
in .....  
(province, state or country)  
in the year(s).....

Dated this .....day of ....., 19....

Signed in the presence of

.....  
(person issuing the licence)

.....  
(signature of applicant)

O. Reg. 448/80, Form 21.

Form 22

Game and Fish Act

19.....

APPLICATION FOR A FARMER'S  
LICENCE TO HUNT DEER

--	--	--	--	--	--	--	--	--	--

(PRINT—last name)

--	--	--	--	--	--	--	--	--	--

(PRINT—first name)

Init.

Residence Address .....  
(street and number, or

.....  
route)

.....  
(lot) (concession) (township)

.....  
(city, town or village) (county or district)

Colour of Hair .....Colour of Eyes.....

Weight ..... Height.....

Date of Birth:

(month) ..... (day) ..... (year) .....

I have resided in Ontario for a period  
of .....months during the 12 months  
preceding the date of this application.

My chief occupation is farming and I,

\*Strike out where not applicable  
\*(a) live upon and till land in the County,  
District, or as the case may be, of .....  
.....which I own or am entitled to  
possession of for the time being.

\*(b) am a bona fide settler engaged in  
clearing land in the County or Territorial  
District of .....for the  
purpose of bringing it to a state of culti-  
vation.

*Strike out where not applicable	*Filed with this application is certificate dated the .....day of ....., 19...., issued by .....	in the years(s).....
	*Produced herewith is a hunting licence No. ....	Dated this .....day of ....., 19....
	issued to me by a competent authority	Signed in the presence of
	in ..... (province, state or country)	..... (person issuing the licence)
		..... (signature of applicant)
		O. Reg. 448/80, Form 22.



## REGULATION 421

### under the Game and Fish Act

#### HUNTING ON CROWN LANDS IN THE GEOGRAPHIC TOWNSHIPS OF BRUTON AND CLYDE

1. During the open season for deer and moose, no person shall hunt on the Crown lands in Schedule 1 except that,

- (a) the holder of a licence in Form 1, 2 or 7 of Regulation 420 of Revised Regulations of Ontario, 1980, who is a member of the camp for which a regulated hunting camp licence is issued, may hunt deer during the open season for deer;
- (b) the holder of a licence in Form 3 or 8 of Regulation 420 of Revised Regulations of Ontario, 1980, who is a member of the camp for which a regulated hunting camp licence is issued, may hunt moose during the open season for moose;
- (c) the holder of a licence in Form 5 of Regulation 420 of Revised Regulations of Ontario, 1980, who is a member of the camp for which a regulated hunting camp licence has been issued, may hunt ruffed grouse or spruce grouse during the open season for ruffed grouse or spruce grouse; and
- (d) the holder of a licence in Form 4 or 9 of Regulation 420 of Revised Regulations of Ontario, 1980, who is a member of the camp for which a regulated hunting camp licence is issued, may hunt black bear during the open season for black bear. R.R.O. 1970, Reg. 372, s. 1; O. Reg. 803/80, s. 1.

2. A regulated hunting camp licence shall be in Form 1. R.R.O. 1970, Reg. 372, s. 2.

3. An application for a licence in Form 1 shall be in Form 2. R.R.O. 1970, Reg. 372, s. 3.

4. The fee for a licence in Form 1 is \$20. R.R.O. 1970, Reg. 372, s. 4.

5. A licence in Form 1 expires with the fourth day after the close of the open season for deer or for moose in the lands described in Schedule 1, whichever is the later. R.R.O. 1970, Reg. 372, s. 5.

6. It is a condition of a licence in Form 1,

- (a) that no structure, building or accommodation other than a tent or a vehicle used

for living accommodation, shall be placed on the area described in Schedule 1;

- (b) that no tent or vehicle used for living accommodation shall be placed on any site other than that mentioned in the licence;
- (c) that all tents, including floors and side-walls, and vehicles used for living accommodation shall be removed from the Crown lands in the geographic townships of Bruton and Clyde in the Provisional County of Haliburton on or before the expiry of the licence;
- (d) that a member of the camp shall hunt only from the site mentioned in the licence;
- (e) that not more than twelve members of the camp shall hunt at the same time; and
- (f) that every member of the camp shall on leaving the area described in Schedule 1 report to an officer and submit any game taken by him for inspection. R.R.O. 1970, Reg. 372, s. 6.

7. A person who hunts on the Crown lands described in Schedule 2 shall on leaving the lands report to an officer and submit any game taken by him for inspection. R.R.O. 1970, Reg. 372, s. 7.

#### Schedule 1

The Crown lands in the geographic townships of Bruton and Clyde in the Provisional County of Haliburton, except those described in Schedule 2. R.R.O. 1970, Reg. 372, Sched. 1.

#### Schedule 2

1. In the geographic Township of Clyde in the Provisional County of Haliburton and being a strip of land two miles in perpendicular width lying one mile on either side of the Hydro Line Road extending from Lot 1, Concession V, on the westerly boundary of that geographic township to Lot 32, Concession XV, on the easterly boundary of that geographic township.

2. The Crown lands in the geographic Township of Bruton in the Provisional County of Haliburton that lie within one mile of the shoreline of Kingscote Lake. R.R.O. 1970, Reg. 372, Sched. 2.

Form 1

Game and Fish Act

19....

Licence fee \$20.00 No.

REGULATED HUNTING CAMP LICENCE

Under the *Game and Fish Act* and the regulations and subject to the limitations thereof, this licence is issued to .....  
(name of licensee)  
and the other members of his camp to place a tent or a vehicle used for living accommodation on the site designated as No. .... on Lot ..... in Concession ..... in the geographic Township of ..... and to hunt therefrom on the Crown lands in the geographic townships of Bruton and Clyde in the Provisional County of Haliburton.

The names, addresses, classes of hunting licences and licence numbers of the members of the camp are:

Name	Address	Classes of Licences	Licence No.

This licence expires with the .... day of .....  
19....

Date.....

Signature of Issuer.....

Form 2

Game and Fish Act

19....

APPLICATION FOR A REGULATED  
HUNTING CAMP LICENCE

--	--	--	--	--	--	--	--	--	--	--	--

(family or surname) (print in block letters)

--	--	--	--	--	--	--	--	--	--	--	--

(given names)

Residence Address .....  
(city, town, village or township)

.....  
(street and number or lot and concession)

.....  
(County or District)

The names, addresses, classes of hunting licences and licence numbers of the members of the camp are:

Name	Address	Classes of Licences	Licence No.

.....  
(date) (signature of applicant)

## REGULATION 422

## under the Game and Fish Act

HUNTING ON DESIGNATED CROWN LAND  
AND IN PROVINCIAL PARKS

## INTERPRETATION

1. In this Regulation "Seasonal Waterfowl Area" is an area referred to in subsection 7 (1). O. Reg. 605/77, s. 1.

## GENERAL

2. Except as provided in this Regulation, no person shall hunt any animal or bird in any area described in Schedules 2 to 11, both inclusive. O. Reg. 98/80, s. 1.

3. The provisions of the Migratory Birds Regulations made under the *Migratory Birds Convention Act* (Canada) apply to the hunting of ducks, geese, rails, coots and gallinules, except in so far as such regulations are modified by this Regulation.

O. Reg. 605/77, s. 3.

4. The holder of a licence in Form 5 of Regulation 420 of Revised Regulations of Ontario, 1980, while proceeding to or from a blind in the area described in paragraphs 1 and 2 of Schedule 5, may possess a fire-arm in Long Point Provincial Park, provided that he keeps the fire-arm unloaded and encased. O. Reg. 804/80, s. 1, *part*.

5. The holder of a licence in Form 1, 2, 3, 4, 5, 7, 8 or 9 of Regulation 420 of Revised Regulations of Ontario, 1980, may possess a fire-arm in Cyprus Lake Provincial Park, provided that he keeps the fire-arm unloaded and encased. O. Reg. 804/80, s. 1, *part*.

DUCKS, GEESE, RAILS, COOTS AND  
GALLINULES

6.—(1) The holder of a licence in Form 5 of Regulation 420 of Revised Regulations of Ontario, 1980, upon depositing his licence with the officer in charge, may be issued a licence in Form 1 to hunt ducks, geese, rails, coots and gallinules on a Monday, Wednesday, Friday or Saturday during the open season therefor in any year in the areas described in,

(a) Schedule 2;

(b) Schedule 3;

(c) paragraph 1 of Schedule 4;

(d) paragraph 1 of Schedule 5; and

(e) Schedule 6. O. Reg. 605/77, s. 4 (1); O. Reg. 804/80, s. 2.

(2) A licence in Form 1 expires with the day on which it is issued.

(3) The holder of a licence in Form 1 shall not hunt, except from a blind that he has rented from the officer in charge. O. Reg. 605/77, s. 4 (2, 3).

7.—(1) The holder of a licence in Form 5 of Regulation 420 of Revised Regulations of Ontario, 1980, may be issued a licence in Form 2 to hunt ducks, geese, rails, coots and gallinules on a Monday, Wednesday, Friday and Saturday during the open season therefor in any year in the areas described in,

(a) paragraph 2 of Schedule 4; and

(b) paragraph 2 of Schedule 5. O. Reg. 605/77, s. 5 (1); O. Reg. 804/80, s. 3.

(2) A licence in Form 2 expires with the last day of the open season for ducks, geese, rails, coots and gallinules. O. Reg. 605/77, s. 5 (2).

8.—(1) Subject to subsections (2) and (3), no person shall erect a blind in the area described in paragraph 2 of Schedule 4.

(2) The holder of a licence in Form 2 may be issued a licence in Form 5 to erect a blind in the area described in paragraph 2 of Schedule 4 for the purpose of hunting in the area.

(3) The holder of a licence in Form 5 may erect a blind in the area described in paragraph 2 of Schedule 4 for the purpose of hunting in the area.

(4) Where the holder of a licence in Form 5 erects a blind in the area described in paragraph 2 of Schedule 4, he shall,

(a) affix and keep affixed in a conspicuous place on the exterior of the blind erected by him the numbered badge supplied to him by the officer in charge; and

(b) on or before the 15th day of March in the year next following the year in which he erected the blind, dismantle and remove the blind from the area described in paragraph 2 of Schedule 4. O. Reg. 605/77, s. 6.

9. The holder of a licence in Form 2 may erect a blind for the purpose of hunting in the area described in paragraph 2 of Schedule 5, upon condition that he,

(a) removes the blind therefrom; and

- (b) removes any decoys that he places in the area,

before leaving the area on the day on which he erected the blind or placed such decoys in the area. O. Reg. 605/77, s. 7.

10. The holder of a licence in Form 5 of Regulation 420 of Revised Regulations of Ontario, 1980, may hunt ducks and geese on any day except Sunday, from the Tuesday following the second Monday in October, during the open season therefor in any year in the area described in Schedule 7, upon condition that,

- (a) he hunts only from a blind supplied by the Ministry for the purpose;
- (b) the blind from which he hunts is occupied by not more than one other person; and
- (c) he keeps his firearm unloaded and encased while proceeding to or from a blind. O. Reg. 605/77, s. 8; O. Reg. 804/80, s. 4.

11. The holder of a licence in Form 5 of Regulation 420 of Revised Regulations of Ontario, 1980, may hunt ducks, geese, rails, coots and gallinules on a Monday, Wednesday, Thursday and Saturday during the open season therefor in any year in Wye Marsh in the Township of Tay, in the County of Simcoe, upon condition that,

- (a) he hunts only from a blind supplied by the Ministry for the purpose;
- (b) the blind from which he hunts is occupied by not more than one other person; and
- (c) he keeps his firearm unloaded and encased while proceeding to or from a blind. O. Reg. 605/77, s. 9; O. Reg. 804/80, s. 5.

12.—(1) No person shall erect a blind for rent in any of the areas described in Schedules 2, 3, 4, 6 and 7 and paragraph 1 of Schedule 5.

(2) No person shall erect a blind for rent in the area described in paragraph 2 of Schedule 5 until after he has rented the blind for the day to a holder of a licence in Form 2. O. Reg. 605/77, s. 10.

13. Before leaving any of the areas described in Schedules 2, 3, 5 and 6 and paragraph 1 of Schedule 4, the holder of a licence in Form 1 or 2 shall report to the officer in charge and shall produce for inspection any duck, goose, rail, coot or gallinule killed by him. O. Reg. 605/77, s. 11.

14. The holder of a licence in Form 5 of Regulation 420 of Revised Regulations of Ontario, 1980, if he is a registered guest at Shagamu River Camp or Sutton River Camp, may hunt ducks, geese, rails, coots, snipe and gallinules during the open season therefor in any

area described in Schedule 11 and may possess and use a fire-arm for the purpose in the areas described. O. Reg. 804/80, s. 6.

#### PHEASANTS

15. The holder of a licence in Form 5 of Regulation 420 of Revised Regulations of Ontario, 1980 may hunt pheasants on any day, except Sunday, from the Wednesday following the second Monday in October to the 30th day of November, both inclusive, during the open season therefor in any year, between the hours of 9 o'clock in the forenoon and 12 o'clock noon, and 1 o'clock in the afternoon and 5 o'clock in the afternoon in the area described in Schedule 8, upon condition that,

- (a) he deposits his licence with the officer in charge and obtains a licence in Form 3;
- (b) there are not more than thirty-nine other persons hunting in the area described in Schedule 8 at the time he presents his licence to the officer in charge;
- (c) he reports to the officer in charge between 12 o'clock noon and 12.30 o'clock in the afternoon;
- (d) he does not shoot or attempt to shoot any pheasant that is on the ground;
- (e) he does not shoot or attempt to shoot more than two pheasants in one day in the area described in Schedule 8;
- (f) he uses a shotgun loaded with shot not heavier than No. 5; and
- (g) before leaving the area described in Schedule 8, he reports to the officer in charge and produces for inspection any pheasant killed by him. O. Reg. 605/77, s. 12; O. Reg. 447/80, s. 1; O. Reg. 804/80, s. 7.

16. The holder of a licence in Form 5 of Regulation 420 of Revised Regulations of Ontario, 1980, may hunt pheasants on any day, other than Sunday or Monday, during the open season therefor in any year, between the hours of 9 o'clock in the forenoon and 12 o'clock noon, and 1 o'clock in the afternoon and 5 o'clock in the afternoon in the area described in Schedule 9, upon condition that,

- (a) he deposits his licence with the officer in charge and obtains a licence in Form 3;
- (b) there are not more than forty-four other persons hunting in the area described in Schedule 9 at the time he presents his licence to the officer in charge;
- (c) he reports to the officer in charge between 12 o'clock noon and 12.30 o'clock in the afternoon;



- (d) he does not shoot or attempt to shoot any pheasant that is on the ground ;
- (e) he does not shoot or attempt to shoot more than two pheasants in one day in the area described in Schedule 9 ;
- (f) he uses a shotgun loaded with shot not heavier than No. 2 ; and
- (g) before leaving the area described in Schedule 9, he reports to the officer in charge and produces for inspection any pheasant killed by him. O. Reg. 605/77, s. 13; O. Reg. 804/80, s. 8.

17. A licence in Form 3 expires with the day on which it is issued. O. Reg. 605/77, s. 14.

GAME ANIMALS AND GAME BIRDS

18. The holder of a licence in Form 1, 2, 5 or 7 of Regulation 420 of Revised Regulations of Ontario, 1980, may hunt game animals and game birds on any day, except Sunday, from the 16th day of September to the second Saturday in November, both inclusive, during the open season therefor in any year, between the hours of 9 o'clock in the forenoon and 5 o'clock in the afternoon in the area described in Schedule 10, upon condition that,

- (a) he deposits his licence with the officer in charge and obtains a licence in Form 4 ;
- (b) there are not more than one hundred other persons hunting in the area described in Schedule 10 at the time he presents his licence to the officer in charge ;
- (c) he does not shoot or attempt to shoot any pheasant that is on the ground ;
- (d) he does not erect any blind or other means of concealment in the area described in Schedule 10 ; and
- (e) before leaving the area described in Schedule 10, he reports to the officer in charge and produces for inspection any game animal or bird killed by him. O. Reg. 605/77, s. 15; O. Reg. 804/80, s. 9.

19. A licence in Form 4 expires with the day on which it is issued. O. Reg. 605/77, s. 16.

SHARP-TAILED GROUSE AND PTARMIGAN

20. The holder of a licence in Form 5 of Regulation 420 of Revised Regulations of Ontario, 1980, if he is registered as a guest at Shagamu River Camp or Sutton River Camp, may hunt sharp-tailed grouse and ptarmigan during the open season therefor in any area described in Schedule 11 and may possess and use a fire-arm for the purpose in the areas described. O. Reg. 804/80, s. 10.

LICENCE FEES

21. The fee for a licence in a Form in Column 1 of Schedule 1 is the fee set opposite thereto in Column 2. O. Reg. 605/77, s. 17.

Schedule 1

COLUMN 1 Form No.	COLUMN 2 Fee
1	\$8.00
2	8.00
3	8.00
4	8.00

O. Reg. 605/77, Sched. 1.

Schedule 2

1. Holiday Beach Provincial Park.

2. All that parcel or tract of land in the Township of Malden in the County of Essex and being composed of part of Lot 59, Concession VII, and part of Caldwell Grant in the said township, containing an area of 60.8 acres, more or less, and which parcel or tract of land may be more particularly described as follows:

Premising that the bearings hereinafter mentioned are astronomical and are referred to the northerly limit of that part of the King's Highway known as No. 18A having an astronomical bearing of north 56° 10' west ;

Beginning at a point in the southerly limit of that part of the King's Highway known as No. 18A distant 1,239.95 feet measured south 56° 26' 30" east along the said southerly limit from the point of intersection of the said southerly limit with the easterly limit of the southerly production of the road allowance between concessions VI and VII ; thence south 56° 26' 30" east along the said southerly limit of that part of the King's Highway known as No. 18A a distance of 325.73 feet ; thence south 56° 10' east along the said southerly limit 833.42 feet ; thence south 55° 58' 30" east along the said southerly limit 16.32 feet ; thence south 2° 56' 55" west 2,482.0 feet, more or less, to the water's edge of Lake Erie ; thence in a northwesterly direction along the said water's edge to the easterly limit of Lot 147 according to a plan registered in the Land Registry Office for the Registry Division of the County of Essex as Number 1038 ; thence north 2° 56' 15" east along the said easterly limit of Lot 147 and its production 2,769.0 feet, more or less, to the place of beginning.

3. All that parcel or tract of land in the Township of Malden, in the County of Essex, and being composed of part of Lot 59, in Concession VII and part of



Caldwell Grant in the said township containing an area of 29.856 acres, more or less, and which parcel or tract of land may be more particularly described as follows:

Premising that the bearings hereinafter mentioned are astronomical and are referred to the southerly limit of that part of the King's Highway known as Number 18A having an astronomical bearing of north 55° 58' 30" west;

Beginning at the northwesterly corner of the said parcel and which corner may be located as follows:

Beginning at the intersection of the southerly limit of that part of the King's Highway known as No. 18A with the easterly limit of the southerly production of the road allowance between concession VI and VII; thence south 56° 26' 30" east along the southerly limit of that part of the King's Highway known as No. 18A a distance of 1,565.68 feet; thence south 56° 10' east along the said southerly limit 833.42 feet; thence south 55° 58' 30" east along the said southerly limit 16.32 feet to the place of beginning for the herein described parcel of land; thence south 55° 58' 30" east 715.68 feet; thence south 3° 01' west 1,965.60 feet; thence north 78° 56' west 564.77 feet; thence south 2° 56' 10" west 232 feet, more or less, to the water's edge of Lake Erie; thence in a westerly direction following that water's edge to a line drawn south 2° 56' 10" west from the place of beginning; thence north 2° 56' 10" east 2,482 feet, more or less, to the place of beginning. O. Reg. 605/77, Sched. 2.

### Schedule 3

1. Block "B", Registered Plan Number 145, on Presqu'île Peninsula lying south of the Village of Brighton, in the County of Northumberland, described as follows:

Beginning at a point in the northwesterly limit of that Block "B" distant 6,418.22 feet measured south 34° 03' 10" east from a point distant 486.0 feet measured south 25° 28' west from the most southerly corner of Lot 5, Broken Front Concession, Township of Brighton, now in the Village of Brighton, as shown on Registered Plan Number 140 entered in the Land Registry Office for the Registry Division of Northumberland East at Colborne; thence south 34° 03' 10" east 300.0 feet; thence south 24° 27' 10" east 1,222.03 feet; thence south 40° 48' 30" east 206.73 feet; thence south 46° 55' 30" west 4,972.0 feet; thence south 11° 10' 45" east 1,344.7 feet; thence south 25° 30' 30" west 1,650.0 feet; thence south 87° 56' 20" west 1,945.9 feet; thence north 0° 49' 30" east 900.0 feet; thence north 21° 41' east 1,065.2 feet; thence north 62° 47' 30" east 1,700.0 feet; thence north 14° 26' 10" west 1,695.6 feet; thence north 46° 55' 30" east 5,100.0 feet to the place of beginning.

2. Registered Plan Number 135 and part of blocks "A", "C", "G" and "I", Registered Plan Number 145, on Presqu'île Peninsula lying south of the Village of Brighton, in the County of Northumberland, described as follows:

Beginning at a point in the southwesterly limit of Block "A" distant 6,718.22 feet measured south 34° 03' 10" east from a point distant 486.0 feet measured south 25° 28' west from the most southerly corner of Lot 5, Broken Front Concession, Township of Brighton, now in the Village of Brighton, as shown on Registered Plan Number 140 entered in the Land Registry Office for the Registry Division of Northumberland East at Colborne; thence north 57° 04' east 5,900.0 feet; thence south 6° 09' 10" west 1,469.73 feet; thence south 65° 04' 40" west 1,297.73 feet; thence south 40° 53' east 230.0 feet to the northwesterly limit of Bay Shore Road; thence northeasterly along that northwesterly limit of Bay Shore Road to a point distant 1,107.92 feet measured south 67° 26' 40" west from the intersection of the westerly limit of Grave Street with the westerly production of the southerly limit of Water Street as shown on Registered Plan Number 135; thence north 68° 29' east 92.03 feet; thence north 23° 26' west 342.69 feet; thence north 51° 59' 10" east 1,564.88 feet; thence south 79° 56' 20" east 400.0 feet; thence south 10° 03' 30" west 500.0 feet; thence south 55° 03' 30" west 565.67 feet; thence south 79° 56' 30" east 1,860.17 feet; thence south 10° 42' 30" west 209.26 feet; thence south 79° 56' 30" east 300.0 feet; thence south 79° 56' 30" east 417.42 feet; thence south 80° 37' east 1,269.61 feet; thence south 8° 32' west 94.16 feet; thence south 45° 59' east 1,438.83 feet; thence north 74° 28' 30" east 69.79 feet; thence south 45° 59' east 167.03 feet; thence north 43° 53' east 450.0 feet; thence south 47° 13' east 600.0 feet; thence south 43° 53' west 300.0 feet; thence south 72° 12' 50" west 2,912.63 feet; thence south 62° 25' west 3,035.85 feet; thence south 68° 06' 10" west 2,729.83 feet; thence north 88° 11' 10" west 1,364.2 feet; thence north 73° 27' 40" west 1,745.35 feet; thence south 86° 58' west 2,977.03 feet; thence north 40° 48' 30" west 206.73 feet; thence north 24° 27' 10" west 1,222.03 feet, more or less, to the place of beginning.

3. Part of Block A, Plan 145, on Presqu'île Peninsula, lying south of the Village of Brighton, in the County of Northumberland, described as follows:

Beginning at the most southerly angle of Lot No. 5, in the Broken Front Concession, of the Township of Brighton, now in the Village of Brighton, as shown on Plan No. 28 entered in the Land Registry Office for the Registry Division of Northumberland East at Colborne, Ontario; thence north 25° 28' east 252.73 feet along the southeasterly limit of the said Lot No. 5; thence north 09° 53' east 136.45 feet along the southeasterly limit of the said Lot No. 5; thence north 15° 23' west 232.39 feet along the said southeasterly limit of the said Lot No. 5; thence north 52° 07' west 407.73 feet along the easterly limit of the said Lot No. 5

and along the southwest limit of Lake Street as shown on Plan No. 28 entered in the Land Registry Office for the Registry Division of Northumberland East at Colborne, Ontario; thence north 33° 09' west along the said southwest limit of Lake Street 60.08 feet to a point where the said limit of Lake Street is intersected by the westerly production of the northerly limit of Development Road; thence north 68° 01' east along the said westerly production and the northerly limit of Development Road 851.34 feet; thence on a curve to the left along the northerly limit of said Development Road having a radius of 2,821.79 feet, an arc distance of 881.16 feet, the chord equivalent being 877.5 feet measured north 59° 04' 15" east; thence north 50° 07' 30" east along the said northerly limit of Development Road 909.0 feet, more or less, to a point in the south limit of Lot No. 3 in the Broken Front Concession of the Township of Brighton, now in the Village of Brighton, as shown on said Plan No. 140; thence in a general southeasterly direction following the said south limit of Lot No. 3 to the southeasterly angle of said Lot No. 3; thence south 47° 12' 10" east 864.48 feet; thence south 27° east 1,500.0 feet; thence south 72° east 2,600.0 feet; thence south 62° east 2,700.0 feet; thence south 06° 09' 10" west 800.0 feet, more or less, to the intersection with a line drawn north 57° 04' east from a point distant 6,718.22 feet measured south 34° 03' 10" east from a point distant 486.0 feet measured south 25° 28' west from the point of commencement; thence south 57° 04' west 5,200.0 feet, more or less, to a survey post planted; thence continuing south 57° 04' west 700.0 feet; thence north 34° 03' 10" west 6,718.22 feet; thence north 25° 28' east 486.0 feet to the place of beginning. O. Reg. 605/77, Sched. 3.

#### Schedule 4

1. In the Township of Harwich in the County of Kent and described as follows:

Beginning at the intersection of the water's edge of Lake Erie with the north-south dredge cut; thence north 22° 30' east along the said dredge cut, 3,280 feet, more or less, to the intersection with the most southerly dredge cut; thence north 77° 30' west along the said dredge cut and its northwesterly production a distance of 1 mile and 3,900 feet; thence north 38° 30' east 5 miles and 1,196 feet, more or less, to the intersection with the westerly production of the north park boundary lying in an easterly and westerly direction at a bearing of north 76° 50' east; thence easterly along that production and the park boundary 3,630 feet, more or less, to the intersection with the easterly limit of Lake Shore Road; thence southerly and westerly along the easterly limit of Lake Shore Road to the intersection with the easterly limit of Rondeau Park Road; thence southerly along the east limit of Rondeau Park Road and its production to the intersection with the water's edge of Lake Erie; thence in a general westerly

direction following the said water's edge of Lake Erie to the place of beginning.

2. Beginning at the northwesterly corner of Lot 2 according to a plan of survey of the tract of land known as the Rondeau Peninsula or Point aux Pins dated September 8th, 1864, prepared by Henry Lowe, Provincial Land Surveyor, of record in the Ministry of Natural Resources, Ontario; thence westerly along the production westerly of the northerly limit of that lot to the water's edge of Rondeau Harbour; thence in a general northerly, westerly, southwesterly, southerly and easterly direction following the water's edge on the easterly, northerly, westerly and southerly shores of that harbour to the intersection with the production northerly of the westerly limit of Lot 104 according to a plan registered in the Registry Office for the Registry Division of Kent as No. 314; thence northerly along that production to a point distant 290 feet measured northerly thereon from the southwesterly corner of that lot; thence easterly parallel to the northerly limit of Bayview Alley according to that plan, 150 feet, more or less, to the intersection with the production northerly of the easterly limit of Lot 100 according to that plan; thence southerly along that production to the water's edge of Rondeau Harbour; thence in a general easterly direction following that water's edge to the most easterly extremity of Shirley Point; thence southeasterly in a straight line to the most northerly extremity of the east face of the west pier of the channel connecting Rondeau Harbour and Lake Erie; thence southerly along that easterly face to a point distant 421.18 feet measured northerly thereon from the production easterly of the southerly limit of Mariner's Road; thence south 77° 14' 25" east, 100 feet; thence north 12° 45' 35" east, 800 feet; thence south 77° 14' 25" east, 700 feet; thence south 12° 45' 35" west, 850 feet, more or less, to the water's edge of Lake Erie; thence in a general easterly direction following the water's edge of Lake Erie to the intersection with the north and south dredge cut; thence north 22° 30' east along the said dredge cut, 3,280 feet, more or less, to the intersection with the most southerly dredge cut; thence north 77° 30' west along the said dredge cut and its northwesterly production, a distance of 1 mile and 3,900 feet; thence north 38° 39' east, 5 miles and 1,196 feet, more or less, to the intersection with the westerly production of the north park boundary lying in an easterly and westerly direction at a bearing of north 76° 50' east; thence easterly along that production and that park boundary 3,630 feet, more or less, to the intersection with the easterly limit of Lake Shore Road; thence southerly and westerly along the easterly limit of Lake Shore Road to the intersection with the easterly limit of Rondeau Park Road; thence southerly along the east limit of Rondeau Park Road and its production to the intersection with the water's edge of Lake Erie; thence in a general northeasterly and northerly direction following the said water's edge to the intersection with the production easterly of the northerly limit of Lot 2 aforementioned; thence

westerly along that production and the northerly limit of that lot to the place of beginning. O. Reg. 605/77, Sched. 4.

#### Schedule 5

In the Township of Norfolk in The Regional Municipality of Haldimand-Norfolk, formerly in the Township of South Walsingham in the County of Norfolk, and described as follows:

1. Beginning at a point in the southerly production of the line between lots 14 and 15 in Concession A in the Township of South Walsingham and which said point is the most northeasterly angle of the lands patented June 11, 1881, to John Woodward and William Anderson; thence southerly along that production 24 chains, more or less, to the north-westerly angle of a plan registered in the Registry Office for the Registry Division of Norfolk as Plan 429; thence easterly along the northerly limit of that plan to the northeasterly angle of that plan; thence southeasterly along the northeasterly limit of that plan to the northerly limit of Erie Boulevard; thence easterly along the northerly limit of Erie Boulevard and continuing easterly along the northerly limit of an existing travelled road to the intersection with the easterly limit of the land expropriated by the Department of Public Works, Ontario, according to a plan registered in the Registry Office for the Registry Division of Norfolk as Plan 537; thence north 19° 20' east astronomically along that easterly limit and its production northerly 1 mile and 61 chains, more or less, to the intersection with a line drawn east astronomically from the intersection of the water's edge on the southerly shore of Big Creek with the northeasterly limit of Long Point Park Road; thence west astronomically 4.5 miles, more or less, to the intersection with the southerly production of the line between lots 14 and 15 in Concession A in the Township of South Walsingham; thence southerly along the said production of the line between lots 14 and 15, a distance of 96 chains, more or less, to the place of beginning.

2. Beginning at a point in the water's edge on the southerly shore of Big Creek where the same is intersected by the northeasterly limit of Long Point Park Road as shown on Department of Highways Plan of Survey P-2267; thence southeasterly along that limit 1 mile and 16 chains, more or less, to the intersection with a line drawn south 60° 03' west astronomically from an angle in the northeasterly limit of the lands patented June 11, 1881, to John Woodward and William Anderson; thence north 60° 03' east astronomically 2.92 chains; thence south 86° 00' east 12.49 chains, more or less, to the intersection with the southerly production of the line between lots 14 and 15 in Concession A in the Township of South Walsingham; thence northerly along the said southerly production of the line between lots 14 and 15 a distance of 96 chains, more or less, to the inter-

section with a line drawn east astronomically 14 chains, more or less, to the place of beginning. O. Reg. 605/77, Sched. 5.

#### Schedule 6

Darlington Provincial Park. O. Reg. 605/77, Sched. 6.

#### Schedule 7

McRae Point Provincial Park. O. Reg. 605/77, Sched. 7.

#### Schedule 8

In the Township of Georgina in The Regional Municipality of York, formerly in the Township of Georgina in the County of York, and described as follows:

Premising that the bearings hereinafter mentioned are astronomical and are referred to the meridian passing through the northwesterly corner of Lot 7 in Concession VIII in the former Township of Georgina.

FIRSTLY: Beginning at a point in the southerly limit of Lot 9 distant 551.61 feet measured north 72° 19' 20" east along the southerly limit of the said lot from the southwesterly corner thereof; thence south 72° 19' 20" west along the southerly limits of lots 9, 8 and 7 in Concession VIII, 4,425.31 feet to the southwesterly corner of Lot 7; thence north 16° 47' west along the westerly limit of the last mentioned lot a distance of 791.98 feet to the southeasterly limit of the entrance road to Sibbald Point Provincial Park; thence north 53° 22' 30" east along the said southeasterly limit 1,226.92 feet; thence on a curve to the left of radius 1,170.41 feet following the southerly limit of the said entrance road an arc distance of 1,347.36 feet; thence north 12° 35' west along the easterly limit of the said road 1,214.56 feet; thence north 17° 09' west along the said easterly limit of the said road 261.54 feet to the southerly limit of the road along the southerly side of the beach parking area; thence north 79° 26' east along that limit and the easterly production of that limit of road, 2,377 feet, more or less, to a point in that part of the easterly limit of the park which is also the westerly limit of Block "A" as shown on Registered Plan No. 268; thence south 17° 44' 10" east along the westerly limit of the said Block "A", a distance of 997 feet, more or less, to an angle therein; thence south 17° 35' 20" east along the easterly limit of Sibbald Point Provincial Park, 2,372.77 feet, more or less, to the place of beginning.

SECONDLY: Beginning at a point in the westerly limit of Lot 7 in Concession VIII being in the northwesterly limit of the entrance road to Sibbald Point Provincial Park and distant 855.76 feet measured north 16° 47' west along the aforesaid westerly limit from the southwesterly corner of that



lot; thence north  $53^{\circ} 22' 30''$  east along that northwesterly limit 1,215.89 feet; thence northeasterly on a curve to the left having a radius of 1,110.41 feet an arc distance of 1,278.29 feet the chord equivalent being 1,208.87 feet measured north  $20^{\circ} 23' 45''$  east; thence north  $12^{\circ} 35'$  west along the westerly limit of that road 1,212.16 feet; thence north  $17^{\circ} 19'$  west continuing along that westerly limit 392.61 feet to the beginning of a curve to the left; thence north  $76^{\circ} 10'$  west 150 feet to the northerly limit of a swamp; thence south  $68^{\circ} 40'$  west along that northerly limit 560 feet; thence south  $57^{\circ} 15'$  west continuing along that northerly limit 1,370 feet, more or less, to the intersection with the westerly limit of said Lot 7; thence southerly along that westerly limit 2,624.24 feet, more or less, to the place of beginning. O. Reg. 605/77, Sched. 8.

### Schedule 9

In the Township of Scugog in The Regional Municipality of Durham, formerly in the Township of Scugog in the County of Ontario, and described as follows:

Beginning at the northwesterly corner of Lot 10 in Concession XIV; thence southerly along the westerly limit of that lot to the southwesterly corner thereof; thence southerly in a straight line to the northwesterly corner of Lot 10 in Concession XIII; thence southerly along the westerly limit of that lot to the southwesterly corner thereof; thence easterly along the southerly limit of lots 10, 11 and 12 to the intersection with the westerly limit of Charles Avenue according to registered plan 792; thence northerly along that westerly limit to the intersection with the westerly production of the southerly limit of Lot 3, registered plan 792; thence easterly along that production and the southerly limit of that Lot 3 to the high-water mark of Lake Scugog; thence in a northerly and westerly direction along that high-water mark to the place of beginning. O. Reg. 605/77, Sched. 9.

### Schedule 10

Beginning at the intersection of the westerly bank of the Gananoque River with the northerly limit of that part of the King's Highway known as

No. 401; thence in a westerly direction along that northerly limit to the intersection with the easterly limit of the road allowance between the Township of Pittsburgh in the County of Frontenac and the Township of Front of Leeds and Lansdowne in the County of Leeds; thence northerly along that easterly limit 394.20 feet; thence north  $82^{\circ} 26' 30''$  east 635.73 feet; thence north  $0^{\circ} 02'$  west 1,669.35 feet; thence north  $79^{\circ} 40' 30''$  east 627.46 feet to the intersection with the line between Lot A and Lot 1 in Concession I in the Township of Front of Leeds and Lansdowne; thence northerly along that line 1,712 feet, more or less, to the centre line of Mud Creek; thence northeasterly along that centre line and the centre line of the northerly branch of that creek to the intersection with the easterly limit of Lot 7 in Concession I in the Township of Front of Leeds and Lansdowne; thence southerly along that easterly limit to the intersection with the southerly bank of the south branch of Mud Creek; thence easterly along that southerly bank to the intersection with the westerly bank of the Gananoque River; thence southeasterly along that westerly bank to the place of beginning. O. Reg. 605/77, Sched. 10.

### Schedule 11

Those portions of Polar Bear Provincial Park in the Territorial District of Kenora, Patricia Portion, described as follows:

1. Beginning at the intersection of the high-water mark of the high tide of Hudson's Bay with the water's edge along the easterly bank of Little Shagamu River; thence south  $30^{\circ} 00'$  west a distance of 5 kilometres; thence north  $60^{\circ} 00'$  west a distance of 15 kilometres; thence north  $30^{\circ} 00'$  east a distance of 5 kilometres, more or less, to the high-water mark of the high tide of Hudson's Bay; thence in a southeasterly direction along the said high-water mark to the place of beginning.

2. Beginning at the intersection of latitude  $55^{\circ} 15'$  north with longitude  $83^{\circ} 45'$  west; thence south  $45^{\circ} 00'$  west a distance of 12 kilometres; thence south  $45^{\circ} 00'$  east a distance of 7 kilometres; thence north  $45^{\circ} 00'$  east a distance of 14 kilometres, more or less, to the high-water mark of the high tide of Hudson's Bay; thence in a general northwesterly direction along the said high-water mark to a point in a line drawn north  $45^{\circ} 00'$  east from the place of beginning; thence south  $45^{\circ} 00'$  west to the place of beginning. O. Reg. 98/80, s. 4.

Form 1

Game and Fish Act

PROVINCIAL HUNTING AREA  
DAILY WATERFOWL BLIND LICENCE

Licence Fee \$8.00

Under the *Game and Fish Act* and the regulations, and subject to the limitations thereof, this licence is issued to

Mr.  
Miss.....  
Mrs. (Last Name) (First Name) (Initial)

of .....  
(Street Address, P.O. Box, or Rural Route) (City, Town, Village)

and to .....  
(Last Name) (First Name) (Initial)

of .....  
(Street Address, P.O. Box, or Rural Route) (City, Town, Village)

to hunt ducks, geese, rails, coots and gallinules during the open season in the area described as Blind

No. .... at .....  
.....

This licence expires with the date on which it is issued.

Date of Issue ....., 19... Signature of Issuer.....

O. Reg. 605/77, Form 1.



Form 2

Game and Fish Act

PROVINCIAL HUNTING AREA  
SEASONAL WATERFOWL LICENCE

Licence Fee \$8.00

Under the *Game and Fish Act* and the regulations, and subject to the limitations thereof, this licence is issued to

Mr. \_\_\_\_\_  
Miss \_\_\_\_\_  
Mrs. \_\_\_\_\_ (Last Name) \_\_\_\_\_ (First Name) \_\_\_\_\_ (Initial)

of \_\_\_\_\_  
(Street Address, P.O. Box, or Rural Route) (City, Town, Village)

to hunt ducks, geese, rails, coots and gallinules during the open season in a Seasonal Waterfowl Area.

This licence expires with the last day of the open season for ducks, geese, rails, coots and gallinules.

Date of Issue \_\_\_\_\_, 19... Signature of Issuer.....  
O. Reg. 605/77, Form 2.

Form 3

Game and Fish Act

PROVINCIAL HUNTING AREA  
DAILY LICENCE TO HUNT PHEASANT

Licence Fee \$8.00

Under the *Game and Fish Act* and the regulations, and subject to the limitations thereof, this licence is issued to

Mr. \_\_\_\_\_  
Miss \_\_\_\_\_  
Mrs. \_\_\_\_\_ (Last Name) \_\_\_\_\_ (First Name) \_\_\_\_\_ (Initial)

of \_\_\_\_\_  
(Street Address, P.O. Box, or Rural Route) (City, Town, Village)

to hunt pheasants in the area described as.....

This licence expires with the date on which it is issued.....

Date of Issue \_\_\_\_\_, 19... Signature of Issuer.....  
O. Reg. 605/77, Form 3.

## Form 4

*Game and Fish Act*

PROVINCIAL HUNTING AREA  
DAILY LICENCE TO HUNT GAME ANIMALS AND GAME BIRDS

Licence Fee \$8.00

Under the *Game and Fish Act* and the regulations, and subject to the limitations thereof, this licence is issued to

Mr.  
Miss .....  
Mrs. (Last Name) (First Name) (Initial)

of .....  
(Street Address, P.O. Box, or Rural Route) (City, Town, Village)

to hunt game animals and game birds during the open season in the area described as.....

This licence expires with the date on which it is issued.

Date of Issue ....., 19... Signature of Issuer.....

O. Reg. 605/77, Form 4.

## Form 5

*Game and Fish Act*

## LICENCE TO ERECT A WATERFOWL BLIND

Under the *Game and Fish Act* and the regulations, and subject to the limitations thereof, this licence is issued to

Mr.  
Miss .....  
Mrs. (Last Name) (First Name) (Initial)

of .....  
(Street Address, P.O. Box, or Rural Route) (City, Town, Village)

to erect and maintain a blind in the area described in paragraph 2 of Schedule 4 to Regulation 422 of Revised Regulations of Ontario, 1980 until the 15th day of March, 19..

March, 19..

Date of Issue ....., 19... Signature of Issuer.....

O. Reg. 605/77, Form 5.

## REGULATION 423

under the Game and Fish Act

### LAKE ST. LAWRENCE HUNTING AREA

1. The lands in respect of which an agreement has been entered into under section 6 of the Act and described in the Schedule are designated in accordance with paragraph 33 of section 92 of the Act. O. Reg. 25/75, s. 1.

2. Except as provided in this Regulation, no person shall hunt any animal or bird in the area described in the Schedule. O. Reg. 25/75, s. 2.

3. The holder of a Canada Migratory Game Bird Hunting Permit may hunt migratory game birds on any day, except Sunday, during the open season therefor during the hours between one-half hour before sunrise and one-half hour after sunset in the area described in the Schedule upon condition that,

- (a) he parks his motor vehicle in an area designated as a parking area;
- (b) he hunts only within a radius of thirty feet from a stake planted and marked by an officer of the Ministry with the number of the area in which his motor vehicle is parked;
- (c) the area from which he hunts is occupied by no more than one other person; and
- (d) he keeps his firearm encased except while occupying a hunting area. O. Reg. 25/75, s. 3.

### Schedule

All and Singular those certain parcels or tracts of land situate, lying and being in the townships of Osnabruck and Cornwall in the County of Stormont, and the Township of Williamsburg in the County of Dundas, described as follows:

#### FIRSTLY:

All those lands and waters bounded on the north by the southerly limit of the right of way of that part of the King's Highway known as Number 2, bounded on the south by the International Boundary between Canada and the United States of America, bounded on the west by the easterly limit of the right of way of County Road Number 8 and its southerly production, and bounded on the east by the westerly limit of the right of way of County Road Number 15 and its southerly production.

#### SECONDLY:

All of Block B according to Registered Plan Number 58 in the said Township of Williamsburg and all that part of Lot 38 in Concession I lying north of that part of the King's Highway known as Number 2 in the said Township of Osnabruck.

Excepting therefrom Moulinette Island.

O. Reg. 25/75, Sched.



## REGULATION 424

under the Game and Fish Act

### LICENCE TO POSSESS NETS

1.—(1) A licence to possess a gill, hoop, pound, seine, trap or trawl net shall be in a form furnished by the Ministry of Natural Resources and shall be issued without payment of a fee.

(2) A licence referred to in subsection (1) expires with the 31st day of January next following the date on which it is issued. O. Reg. 491/78, s. 1.





REGULATION 425

under the Game and Fish Act

LUTHER MARSH HUNTING AREA

1. The lands in respect of which an agreement has been entered into under section 6 of the Act and described in the Schedule are designated in accordance with paragraph 33 of section 92 of the Act. O. Reg. 426/71, s. 1.

2. Except as provided in this Regulation, no person shall hunt any animal or bird in the area described in the Schedule on,

- (a) the first day of the open season for migrating birds;
- (b) the Saturday next following the day mentioned in clause (a);
- (c) the second Monday in October; and
- (d) the Saturday immediately preceding the day mentioned in clause (c). O. Reg. 426/71, s. 2; O. Reg. 590/75, s. 1.

3. During the open season therefor, the holder of a licence in Form 5 of Regulation 420 of Revised Regulations of Ontario, 1980, may hunt the game specified in his licence on the days mentioned in clauses 2 (a), (b), (c) and (d) in the area described in the Schedule upon condition that,

- (a) he deposits his licence with the officer in charge and obtains a licence in Form 1;
- (b) there are not as many as four hundred and fifty other persons hunting in the area described in the Schedule at the time he presents his licence to the officer in charge; and
- (c) if he hunts from a boat, he hunts within a radius of twenty-five feet from a stake planted and marked by an officer of the Ministry of Natural Resources. O. Reg. 590/75, s. 2; O. Reg. 800/80, s. 1.

Schedule

All those lands in the Township of East Luther in the County of Dufferin and in the Township of West Luther in the County of Wellington, described as follows:

FIRSTLY:

Lots 20, 21, the south half of the north half of Lot 22 and the south half of the west half of the north half of Lot 23 in Concession IV; lots 19, 20, 21 and 23 in Concession V; lots 19, 20 and 21 in Concession VI; lots 19, 20 and 21 in Concession

VII; lots 19, 20 and 21 in Concession VIII; lots 19, 20 and 21 in Concession IX; and lots 19, 20 and 21 in Concession X, all in the said Township of East Luther.

SECONDLY:

Lot 13, the north half of Lot 16, all of lots 17 and 18 in Concession V; the east half of Lot 13 and all of lots 14, 15, 16, 17 and 18 in Concession VI; the south half of Lot 13 and all of lots 14, 15, 16, 17 and 18 in Concession VII; the north half of Lot 13, the north half of Lot 14, the east half of the south half of Lot 14, the east half of the west half of the south half of Lot 14, all of lots 15, 16, 17 and 18 in Concession VIII; lots 13, 14, 15, 16, 17 and 18 in Concession IX; and lots 13, 14, 15, 16, 17 and 18 in Concession X, all in the said Township of West Luther. O. Reg. 590/75, s. 3.

Form 1  
Game and Fish Act

LUTHER MARSH WILDLIFE  
MANAGEMENT AREA

FREE DAILY HUNTING LICENCE

Under the *Game and Fish Act* and the regulations and subject to the limitations thereof, this licence is issued to:

Mr. Last Name (Print)

Mrs. 

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Miss 

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First Name (Print)

Initials

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Street Address P.O. Box or Rural Route (Print)

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City or Town or Village (Print)

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Province or State (Print)

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to hunt ducks, rails, coots, gallinules, woodcock, snipe, hare, rabbits, grouse and pheasants during the open season.

Valid for this date only . . . . .

Signature of Issuer . . . . .



## REGULATION 426

under the Game and Fish Act

### OPEN SEASON—BLACK BEAR

1. This Regulation is subject to Regulations 403 and 409 of Revised Regulations of Ontario, 1980, and does not apply to provincial parks other than that part of Algonquin Provincial Park situate in the townships of Bruton and Clyde in the Provisional County of Haliburton. O. Reg. 649/80, s. 1.

2. For the purpose of this Regulation, Ontario is divided into parts described and enumerated in Schedule 1. O. Reg. 649/80, s. 2.

3. In this Regulation, unless otherwise specified, whenever an open season is set out, the open season

includes both the date of commencement and the date of termination. O. Reg. 649/80, s. 3.

4. The holder of a licence in Form 4 or 9 of Regulation 420 of Revised Regulations of Ontario, 1980 may hunt black bear in the part of Ontario specified in Column 1 of an item of Schedule 2 during the open season specified in Column 2 of the item subject to the conditions set out in Column 3 of the item. O. Reg. 649/80, s. 4.

5. The conditions set out in Column 3 of items 2 and 5 of Schedule 2 do not apply to the holder of a licence to hunt or trap fur-bearing animals when he hunts or traps black bear within the trap-line area described in his licence. O. Reg. 649/80, s. 5.

### Schedule 1

#### Part 1

**All those lands in the Territorial District of Kenora (Patricia Portion) described as follows:**

Beginning at the intersection of the Interprovincial Boundary between Ontario and Manitoba with the water's edge along the southerly shore of Hudson Bay; thence in a southwesterly and southerly direction along that Interprovincial Boundary to the centre line of Moar Lake; thence in an easterly, northeasterly and southeasterly direction along the centre line of Moar Lake and the main channel of the Berens River System composed of Sharpstone Lake, Stout Lake, Pikangikum Lake, Berens Lake and Nechigona Lake to the centre line of Goose Lake; thence easterly and northerly along the centre line of Goose Lake and the most northerly bay of Goose Lake to the intersection with the 11th Base Line; thence easterly along that base line to the centre line of the Wabassi River; thence easterly along that centre line to the centre line of the Albany River; thence in a southeasterly and northeasterly direction following that centre line and the centre line of the southerly channel of that river lying southerly of the islands at the mouth of the Albany River to the confluence with the waters of James Bay; thence in a northerly and northwesterly direction following the water's edge of James Bay and Hudson Bay to the place of beginning.

#### Part 2

**All those lands in the Territorial District of Kenora (Patricia Portion) described as follows:**

Beginning at the intersection of the Interprovincial Boundary between Ontario and Manitoba with the 7th Base Line; thence easterly along that base line to the centre line of the Sturgeon River flowing through Fletcher Lake; thence in a northeasterly and northerly direction along the centre line of the Sturgeon River flowing through Fletcher Lake, Roger Lake and Right Lake to the centre line of Sydney Lake; thence in a northeasterly direction along that centre line to the centre line of the most northeasterly bay of Sydney Lake; thence along that centre line to the intersection with the high-water mark on the most northeasterly bay of Sydney Lake; thence continuing

in a northeasterly direction along connecting waterways and portages to the intersection with the high-water mark on the south shore of Longlegged Lake; thence in a northeasterly direction across Longlegged Lake to a small stream draining into the said lake; thence in a northerly direction along portages and interconnecting waters to the intersection with the high-water mark on the most southerly extremity of Upper Medicine Stone Lake; thence in a general northeasterly direction along the centre line of Upper Medicine Stone Lake to the southerly production of the centre line of the stream connecting Upper Medicine Stone Lake and Medicine Stone Lake; thence northerly along that production and the centre line of that stream and its northerly production across Medicine Stone Lake to a stream flowing into Tack Lake; thence northerly along that stream, the centre line of Tack Lake and the stream connecting Tack Lake and Parker Lake, the centre line of Parker Lake and the northeasterly production of the centre line of Parker Lake to the centre line of Red Lake; thence in a general westerly and north-westerly direction along the centre line of Red Lake through Middle Narrows, Pipestone Narrows and Pipestone Bay to the intersection with the high-water mark along the northerly shore of Pipestone Bay; thence easterly in a straight line to the intersection with the high-water mark at the most westerly extremity of Hammell Lake; thence in a northeasterly direction along the centre line of Hammell Lake to the intersection with the high-water mark at the most northerly extremity of Hammell Lake; thence northerly in a straight line to the intersection with the high-water mark at the most southwesterly extremity of Alford Lake; thence in a southeasterly, northeasterly and northwesterly direction along the centre line of interconnecting waters composed of Alford Lake, Corallen Lake and Little Vermillion Lake to the intersection with the southeasterly production of the centre line of the Chukuni River; thence in a northwesterly and northerly direction along that production and the centre line of the Chukuni River composed of Rathouse Lake and Odin Lake to the intersection with the high-water mark at the most northwesterly extremity of Odin Lake; thence northwesterly in a straight line to the intersection with the high-water mark at the most southerly extremity of Borel Lake; thence in a northerly direction along the centre line of Borel Lake to the intersection with the centre line of the Dowling River; thence in a northeasterly and northerly direction along the centre line of the Dowling River composed of Harding Lake, Hornblendite Lake, Dowling Lake and Pikangikum Lake to the intersection with the southeasterly production of the centre line of the main channel of the Berens River; thence in a northwesterly, westerly and southwesterly direction along that production and the centre line of the main channel of the Berens River composed of Stout Lake and Sharpstone Lake to the centre line of Moar Lake; thence westerly along that centre line to the intersection with the Interprovincial Boundary between Ontario and Manitoba; thence southerly along the Interprovincial Boundary between Ontario and Manitoba to the place of beginning.

### Part 3

All those lands in the Territorial District of Kenora (Patricia Portion) described as follows:

Beginning at the intersection of the centre line of the Sturgeon River flowing through Fletcher Lake with the 7th Base Line; thence easterly along that base line to the intersection with the centre line of the English River; thence in a northeasterly direction along that centre line composed of Oak Lake, Wilcox Lake, Goose Lake, Wegg Lake, Barnston Lake and Camping Lake to the intersection with the centre line of that part of the King's Highway known as No. 105; thence in a northerly direction along that centre line to



the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 657; thence in a northeasterly direction along that centre line to the intersection with the centre line of the right of way of Ontario Hydro in the geographic Township of Knott; thence in a northeasterly and northerly direction along that centre line to the intersection with the high-water mark on the easterly shore of Shabumeni Lake; thence in a northerly direction along that high-water mark, along the stream between Little Shabumeni Lake and Shabumeni Lake and the high-water mark of Little Shabumeni Lake to the most northerly extremity of Little Shabumeni Lake; thence northwesterly in a straight line to the intersection with the high-water mark along the most southeasterly extremity of Mainprize Lake; thence in a northerly direction along the centre line of Mainprize Lake to the intersection with the centre line of the Berens River; thence in a northerly, northwesterly and westerly direction along that centre line composed of Southwest Lake, Upper Goose Lake, Mamakwash Lake, Goose Lake, Berens Lake and Pikangikum Lake to the intersection with the centre line of Pikangikum Lake; thence in a southerly direction along that centre line to the intersection with the centre line of the Dowling River; thence in a southerly and westerly direction along that centre line composed of Dowling Lake, Hornblendite Lake, Harding Lake and Borel Lake to the intersection with the high-water mark along the most southerly extremity of Borel Lake; thence in a southeasterly direction along a straight line to the intersection of the high-water mark along the most northwesterly extremity of Odin Lake; thence in a southerly direction along the centre line of Odin Lake to the intersection with the centre line of the Chukuni River; thence in a southeasterly direction along that centre line composed of Rathouse Lake and the southeasterly production of the Chukuni River to the centre line of Little Vermillion Lake; thence in a southwesterly direction along that centre line and the centre line of inter-connecting waters composed of Corallen Lake and Alford Lake to the intersection with the high-water mark along the most southwesterly extremity of Alford Lake; thence southerly in a straight line to the intersection with the high-water mark along the most northerly extremity of Hammell Lake; thence in a southwesterly direction along the centre line of Hammell Lake to the most westerly extremity thereof; thence westerly in a straight line to the high-water mark along the most northeasterly extremity of Pipestone Bay; thence in a southerly, easterly and southerly direction along the centre line of Pipestone Bay, Pipestone Narrows and Middle Narrows of Red Lake and Red Lake to the northeasterly production of the centre line of Parker Lake; thence southwesterly along that production and the centre line of Parker Lake, the stream connecting Parker Lake and Tack Lake, and the centre line of Tack Lake, to the stream between Tack Lake and Medicine Stone Lake; thence southerly along that stream and its southerly production across Medicine Stone Lake to the stream between Medicine Stone Lake and Upper Medicine Stone Lake; thence southerly along that stream and its southerly production to the centre line of Upper Medicine Stone Lake; thence in a southwesterly direction along the centre line of Upper Medicine Stone Lake to the most southwesterly extremity thereof; thence in a southerly direction along connecting waterways and portages to a stream flowing into Longlegged Lake; thence southwesterly across Longlegged Lake to and along portages and waterways to the most northeasterly bay of Sydney Lake; thence southwesterly along the centre line of the most northeasterly bay of Sydney Lake,

the centre line of Sydney Lake and the centre line of the Sturgeon River composed of Right Lake and Roger Lake to the centre line of Fletcher Lake; thence southwesterly along that centre line to the place of beginning.

#### Part 4

All those lands in the Territorial District of Kenora (Patricia Portion) described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 105 with the centre line of the English River; thence easterly along that centre line and the easterly production of that centre line to the centre line of Lac Seul; thence in a southeasterly and easterly direction along that centre line through Shanty Narrows, Poplar Narrows, Manitou Narrows and Sen Bay and Bindo Lake to the most easterly extremity of Bindo Lake; thence southeasterly to the most northerly extremity of Stranger Lake; thence in a southwesterly direction along the centre line of Stranger Lake, the creek between McDougall Bay of Marchington Lake and Stranger Lake and McDougall Bay to the most southwesterly extremity thereof; thence south astronomically to the centre line of the right of way of the Canadian National Railway Company; thence easterly along that centre line to the connecting waters between Singapore Lake and Tawatina Lake; thence in a northeasterly direction along the centre line of that stream, Tawatina Lake, Tawatina River and Lewis Lake to the portage at the northerly limit of Lewis Lake; thence northeasterly along that portage to the southerly extremity of Farrington Lake; thence in a northerly and westerly direction along the centre line of Farrington Lake and Schist Lake, both forming part of the Marchington River, to a stream flowing from Runway Lake; thence northeasterly along that stream to the most southerly extremity of Runway Lake; thence in a westerly direction along small lakes and portages to the most southerly extremity of Moose Lake; thence in a northeasterly direction along the centre line of Moose Lake, Moose Creek and Elam Lake to the most southerly bay of Ragged Wood Lake; thence westerly and northerly along the centre line of the most southerly bay of Ragged Wood Lake, the connecting waters between the most southerly bay of Ragged Wood Lake and Mask Lake, and Mask Lake to the centre line of the Vermilion River; thence northerly and westerly along that centre line, the waters connecting the Vermilion River and Enrae Lake, and Enrae Lake to the high-water mark along the northerly bank of the waters connecting Enrae Lake and Sleen Lake; thence westerly along that high-water mark and the high-water mark along the northerly shore of Sleen Lake to the most northerly extremity of Sleen Lake; thence westerly in a straight line to the most southerly extremity of McNeely Lake; thence in a northeasterly direction along the centre lines of McNeely Lake, Free Creek, Adamhay Lake, Root River, Root Bay and the West Channel of Lake St. Joseph, Blackstone Lake, Roadhouse Lake, Bamaji Lake and North Bamaji Lake to the centre line of the right of way of Ontario Hydro at Slate Falls; thence in a westerly direction along that centre line to the intersection with the centre line of the north-south right of way of Ontario Hydro in the geographic Township of Dent; thence in a southwesterly direction along that centre line

to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 657; thence in a westerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 105; thence in a southeasterly direction along that centre line to the place of beginning.

#### Part 5

All those lands in the Territorial District of Kenora described as follows:

Beginning at the intersection of the centre line of the right of way of the Canadian National Railway Company with the centre line of that part of the King's Highway known as Secondary Highway No. 647 in the Town of McIntosh; thence in a southeasterly direction along the centre line of that King's Highway to the intersection with the southwesterly production of the centre line of Smellie Lake; thence in a northeasterly direction along that production and the centre line of Smellie Lake and along the centre line of the stream connecting Smellie Lake and Bowden Lake to the intersection with the centre line of the right of way of the Canadian National Railway Company; thence in an easterly direction along that centre line to the intersection with the westerly boundary of the geographic Township of Breithaupt; thence southerly and easterly along the westerly and southerly boundaries of that township to the northeasterly corner of the geographic Township of Drope; thence southerly along the easterly boundary of the geographic townships of Drope and Brownridge to the southeast corner of the geographic Township of Brownridge; thence easterly along the southerly boundary of the geographic Township of Laval to the northwest corner of the geographic Township of Hartman; thence southerly and easterly along the westerly and southerly boundary of that township to the intersection with the centre line of that part of the King's Highway known as No. 72; thence in a southwesterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 17; thence in a southeasterly direction along that centre line to the intersection with the easterly boundary of the geographic Township of Hodgson; thence northerly along that boundary, the easterly boundary of the geographic Township of Hyndman and the production of that boundary to the intersection with the centre line of the stream flowing into Basket Lake; thence in a northeasterly direction along that centre line to the intersection of the high-water mark at the most southerly extremity of Basket Lake; thence in a northerly and northeasterly direction along the centre line of that lake to the intersection with the high-water mark of the most northeasterly bay of that lake; thence northerly in a straight line to the intersection with the high-water mark of the most southwesterly lake connecting with the Amik River; thence northerly along the centre line of that lake to the intersection with the centre line of the Amik River; thence in a northerly and northeasterly direction along that centre line composed of Amik Lake and Loggers Lake to the intersection with the centre line of the English River; thence in an easterly direction along that centre line composed of Flying Loon Lake and Jarvis Lake to the intersection with the centre line of Jarvis Lake; thence in a northeasterly



direction along that centre line to the intersection with the high-water mark at the most northerly extremity of that lake; thence northerly along a straight line to the intersection with the high-water mark at the most westerly extremity of Lake of Bays; thence in a northeasterly and northwesterly direction along a centre line connecting Lake of Bays, Lake of Bays River, Conver Lake and Singapore Lake to the intersection of the connecting waters between Singapore Lake and Tawatina Lake with the centre line of the right of way of the Canadian National Railway Company; thence westerly along that centre line to a line drawn south astronomically from the most southwesterly extremity of McDougall Bay; thence north astronomically along that line to the southwesterly extremity of McDougall Bay; thence northeasterly along the centre line of McDougall Bay, the stream between McDougall Bay and Stranger Lake, and the centre line of Stranger Lake to the most northerly extremity thereof; thence northwesterly to the most easterly extremity of Bindo Lake; thence westerly and northerly along the centre line of Bindo Lake to the centre line of Sen Bay of Lac Seul; thence in a westerly and northwesterly direction along the centre line of Sen Bay and the centre line of Lac Seul composed of Manitou Narrows, Poplar Narrows and Shanty Narrows to the easterly production of the centre line of the English River; thence westerly along that production in a southwesterly, southerly and southeasterly direction along the centre line of the English River composed of Camping Lake, Barnston Lake, Wegg Lake, Goose Lake, Wilcox Lake, Oak Lake, Maynard Lake, Tide Lake and Ball Lake and the Wabigoon River composed of Segise Lake and Canyon River to the most northerly extremity of Outlet Bay of Canyon Lake; thence in a southerly and easterly direction along the centre line of Outlet Bay and Canyon Lake to the intersection with a straight line extending northerly from the high-water mark of Canyon Lake at the Town of McIntosh; thence southerly along that straight line to the place of beginning.

#### Part 6

All those lands in the territorial districts of Kenora and Kenora (Patricia Portion) described as follows:

Beginning at the intersection of the Interprovincial Boundary between Ontario and Manitoba with the centre line of the right of way of the Canadian National Railway Company; thence easterly along that centre line to the intersection with a straight line extending southerly from the high-water mark of Canyon Lake at the Town of McIntosh; thence northerly along that straight line to the intersection of the high-water mark of Canyon Lake; thence northwesterly, northerly and westerly along a centre line connecting Canyon Lake, Outlet Bay, Canyon River, Segise Lake and the Wabigoon River to the intersection with the centre line of the English River System; thence in a northwesterly, northeasterly and northerly direction along that centre line composed of Ball Lake, Tide Lake and Maynard Lake to the intersection with the 7th Base Line; thence westerly along that base line to the intersection with the Interprovincial Boundary between Ontario and Manitoba; thence southerly along that Interprovincial Boundary to the place of beginning.

## Part 7A

All that part of the Territorial District of Kenora composed of the Aulneau Peninsula west of Turtle Portage excluding all off-shore islands in Lake of the Woods.

## Part 7B

All those lands in the territorial districts of Kenora and Rainy River described as follows:

Beginning at the intersection of the Interprovincial Boundary between Ontario and Manitoba with the International Boundary between Canada and the United States of America; thence easterly and southerly along that boundary to the intersection with latitude 49°00'; thence easterly along that latitude to the intersection with the high-water mark on the easterly shore of Lake of the Woods; thence northerly following that high-water mark to the intersection with the centre line of a road known as No. 4; thence easterly along that road to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 619; thence southerly along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 600; thence easterly along that centre line to the intersection with the centre line of the southerly production of a road running north and east across the geographic townships of Dewart, Rowe and Menary; thence northerly and easterly along that production and that centre line to the intersection with the centre line of that part of the King's Highway known as No. 71; thence northerly along that centre line to the intersection with the centre line of Regina Bay of Lake of the Woods at Sioux Narrows; thence easterly along that centre line and its easterly production to the centre line of Dogpaw Lake; thence easterly, northerly and westerly along the centre lines of lakes and connecting waterways composed of Dogpaw Lake, Caviar Lake, Denmark Lake, Atikwa Lake, Populus Lake and Betula Lake to the intersection with the high-water mark on the westerly shore of the most westerly extremity of Betula Lake; thence westerly in a straight line to the intersection with the high-water mark on the easterly shore of the most easterly extremity of Warclub Lake; thence westerly, northerly and easterly along the centre line of Warclub Lake, Dryberry Lake, Point Bay, Point Lake, Teggau Lake and Vermilion Bay to the intersection with the high-water mark on the northerly shore of Vermilion Bay at the Town of Vermilion Bay; thence northerly in a straight line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 647; thence northwesterly along that centre line to the intersection with the centre line of the right of way of the Canadian National Railway Company; thence westerly along that centre line to the intersection with the Interprovincial Boundary between Ontario and Manitoba; thence southerly along that boundary to the place of beginning.

Saving and excepting therefrom all those lands known as Aulneau Peninsula west of Turtle Portage excluding all off-shore islands in Lake of the Woods.



## Part 8

All those lands in the Territorial District of Kenora described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 17 with the centre line of that part of the King's Highway known as Secondary Highway No. 647; thence northwesterly along the centre line of that part of the King's Highway known as Secondary Highway No. 647 to the intersection with the southwesterly production of the centre line of Smellie Lake; thence in a northeasterly direction along that production and the centre line of Smellie Lake, along the centre line of the stream connecting Smellie Lake and Bowden Lake to the intersection with the centre line of the right of way of the Canadian National Railway Company; thence easterly along that centre line to the intersection with the westerly boundary of the geographic Township of Breithaupt; thence southerly and easterly along the westerly and southerly boundaries of that township to the northeast corner of the geographic Township of Drope; thence southerly along the easterly boundaries of the geographic townships of Drope and Brownridge to the southeast corner of the geographic Township of Brownridge; thence easterly along the southerly boundary of the geographic Township of Laval to the northwest corner of the geographic Township of Hartman; thence southerly and easterly along the westerly and southerly boundary of that township to the intersection with the centre line of that part of the King's Highway known as No. 72; thence southwesterly along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 17; thence southeasterly along that centre line to the intersection with the centre line of McKenzie Creek; thence westerly, southwesterly and southerly along that centre line and connecting waters composed of McKenzie Creek, Dinorwic Lake, Stanawan Bay, Minnehaha Lake and Peak Lake to the intersection with the production of the centre line of the portage between Peak Lake and Sasakwei Lake; thence westerly along that centre line to the intersection with the centre line of Sasakwei Lake; thence southerly along that centre line and connecting waters and portage composed of Sasakwei Lake and Kabagukski Lake to the intersection with the easterly production of a straight line from the most northerly extremity of Trafalgar Bay of Upper Manitou Lake; thence westerly along that straight line to the intersection with the centre line of Trafalgar Bay; thence southwesterly, northwesterly, westerly and northerly along that centre line and connecting waters and portage composed of Upper Manitou Lake, Manitou Straits, Lower Manitou Lake, Calder Lake, Syndicate Lake, Picture Narrows Lake, Clefrock Lake, Pan Lake, Lawrence Lake, Hill Lake, Brooks Bay, Rowan Lake, Denmark Lake, Atikwa Lake, Populus Lake and Betula Lake to the intersection with the high-water mark on the westerly shore of the most westerly extremity of Betula Lake; thence westerly in a straight line to the intersection with the high-water mark on the easterly shore of the most easterly extremity of Warclub Lake; thence westerly, northerly and easterly along the centre line of Warclub Lake and connecting waters composed of Warclub Lake, Dryberry Lake, Point Bay, Point Lake, Teggau Lake and Vermilion Bay to the intersection with the high-water mark on the northerly shore of Vermilion Bay at the Dispersed Rural Community of Vermilion Bay; thence northerly in a straight line to the place of beginning.

## Part 9

All those lands in the territorial districts of Kenora and Rainy River described as follows:

1. Beginning at the intersection of that part of the King's Highway known as No. 17 with the centre line of McKenzie Creek; thence westerly, south-westerly and southerly along the centre line of McKenzie Creek and connecting waters composed of McKenzie Creek, Dinorwic Lake, Stanawan Bay, Minnehaha Lake and Peak Lake to the intersection with the production of the centre line of the portage between Peak Lake and Sasakwei Lake; thence westerly along that centre line to the intersection with the centre line of Sasakwei Lake; thence southerly along that centre line and connecting waters and portages composed of Sasakwei Lake and Kabagukski Lake to the intersection with the easterly production of a straight line from the most northerly extremity of Trafalgar Bay of Upper Manitou Lake; thence westerly along that straight line to the intersection with the centre line of Trafalgar Bay; thence southwesterly, northwesterly, westerly and northerly along the centre line of lakes, connecting waters and portage composed of Upper Manitou Lake, Manitou Straits, Lower Manitou Lake, Calder Lake, Syndicate Lake, Picture Narrows Lake, Cleftrock Lake, Pan Lake, Lawrence Lake, Hill Lake, Brooks Bay, Rowan Lake, Denmark Lake, Caviar Lake, Dogpaw River, Dogpaw Lake, the westerly production of the centre line of Dogpaw Lake and Regina Bay of Lake of the Woods to the intersection with the centre line of that part of the King's Highway known as No. 71 at Sioux Narrows; thence in a southerly direction along that centre line to the intersection with the southerly boundary of the Territorial District of Kenora; thence in an easterly direction along that boundary to the intersection with the centre line of Eltrut Lake, being part of the Turtle River System; thence in a northerly, easterly and northeasterly direction along the centre line of that river system composed of Eltrut Lake, Jones Lake, Pekagoning Lake, Bending Lake and Bending Creek to the intersection with the southerly boundary of the geographic Township of Hodgson; thence easterly along that boundary to the intersection with the centre line of Revell Lake; thence northerly along that centre line to the intersection with the centre line of the Revell River; thence northerly along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 17; thence northwesterly along that centre line to the place of beginning.

2. Beginning at the intersection of the northerly boundary of the Territorial District of Rainy River with the centre line of that part of the King's Highway known as No. 71; thence in a southerly direction along that centre line to the intersection with the centre line of a road known as Camp 404 Road; thence easterly along that centre line to the intersection with the centre line of the right of way of Ontario Hydro; thence southeasterly along that centre line to the intersection with the westerly production of the southerly boundary of Indian Reserve 16A; thence easterly along that production and that southerly

boundary to the intersection with the high-water mark on the westerly shore of Sand Bay of Rainy Lake; thence in a northeasterly and northerly direction along that high-water mark to the intersection with the centre line of that part of the King's Highway known as No. 11; thence in an easterly direction along that centre line to the intersection with a straight line drawn south from the most easterly extremity of Little Turtle Lake; thence northerly along that straight line to the high-water mark of that extremity of Little Turtle Lake; thence westerly, northeasterly, northerly and easterly along the centre line of that part of the Turtle River System composed of Little Turtle Lake, Turtle River, Robinson Lake and Eltrut Lake to the intersection with the northerly boundary of the Territorial District of Rainy River; thence westerly along that boundary to the place of beginning.

#### Part 10

All those lands in the Territorial District of Rainy River described as follows:

Beginning at the intersection of the International Boundary between the United States of America and Canada with latitude  $49^{\circ}00'$ ; thence easterly along that latitude to the intersection with the high-water mark on the easterly shore of Lake of the Woods; thence northerly following that high-water mark to the intersection with the centre line of a road known as No. 4; thence easterly along that road to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 619; thence southerly along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 600; thence easterly along that centre line to the intersection with the centre line of the southerly production of a road running north, east and west across the geographic townships of Dewart, Rowe and Menary; thence northerly and easterly along that production and that centre line to the intersection with the centre line of that part of the King's Highway known as No. 71; thence continuing easterly along the centre line of a road known as Camp 404 Road to the intersection with the centre line of the right of way of Ontario Hydro; thence southeasterly along that centre line to the intersection with the westerly production of the southerly boundary of Indian Reserve 16A; thence easterly along that production and that southerly boundary to the intersection with the high-water mark on the westerly shore of Sand Bay of Rainy Lake; thence southerly along that high-water mark to the intersection with the centre line of the right of way of the former Duluth, Winnipeg and Pacific Railway Company, now the right of way of the Canadian National Railway Company; thence easterly along that centre line to the intersection with the International Boundary between the United States of America and Canada; thence westerly, southerly and northerly along that boundary to the place of beginning.

#### Part 11

All those lands in the territorial districts of Rainy River and Thunder Bay described as follows:



1. Beginning at the intersection of the centre line of the right of way of the former Duluth, Winnipeg and Pacific Railway Company, now the right of way of the Canadian National Railway Company, with the International Boundary between the United States of America and Canada; thence in a general easterly direction along that boundary to the intersection with the centre line of Saganaga Lake; thence in a northeasterly direction along that centre line to the intersection with the easterly boundary of Quetico Provincial Park; thence in a northerly direction along that boundary and its northerly production to the intersection with the centre line of that part of the King's Highway known as No. 11; thence in a westerly and southwesterly direction along that centre line to the intersection with the high-water mark on the westerly shore of Rainy Lake; thence in a general southerly direction along that high-water mark to the intersection with the centre line of the former Duluth, Winnipeg and Pacific Railway Company, now the centre line of the Canadian National Railway Company; thence in an easterly direction along that centre line to the place of beginning.

2. Beginning at the intersection of the centre line of that part of the King's Highway known as No. 11 with the northerly production of the easterly boundary of Quetico Provincial Park; thence in a southerly direction along that northerly production and that easterly boundary to the intersection with the centre line of Saganaga Lake; thence in a northeasterly direction along the centre line of interconnecting lakes and waterways composed of Saganaga Lake, Northeast Arm, North Channel, Trafalgar Bay, Weikwabinow River, Nelson Creek and Nelson Lake to the intersection with the high-water mark at the most northerly extremity of Nelson Lake; thence in a northeasterly direction along a straight line to the intersection with the centre line of Clovenhoof Lake; thence in a general easterly direction along that centre line to the intersection with the high-water mark at the most easterly extremity of Clovenhoof Lake; thence in a southeasterly direction along a straight line to the intersection with the high-water mark at the most westerly extremity of Hoof Lake; thence in a general easterly and northerly direction along the centre line of interconnecting lakes and waterways composed of Hoof Lake, Hoof Creek, Kekekuab Lake, Kekek Creek, Blossom Lake, Matawin River, Shebandowan River and the Oskondaga River to the intersection with the centre line of that part of the King's Highway known as No. 11; thence in a westerly direction along that centre line to the place of beginning.

#### Part 12

All those lands in the territorial districts of Kenora, Rainy River and Thunder Bay described as follows:

1. Beginning at the intersection of the centre line of that part of the King's Highway known as No. 17 with the centre line of the Revell River; thence in a southerly direction along that centre line and the centre line of Revell Lake to the intersection with the southerly boundary of the geographic Township of Hodgson; thence in a westerly direction along that boundary to the intersection with the centre line of Bending Creek, being part of the Turtle River System; thence in a southerly, westerly and southwesterly direction along the centre line of that river system composed of Bending Creek, Bending Lake, Pekagoning Lake, Turtle River, Jones Lake and Eltrut Lake to the intersection with the southerly boundary of the Territorial District of Kenora; thence in an easterly direction along that boundary to the westerly boundary of the Territorial District of Thunder Bay; thence in a southerly direction along that boundary to latitude 49°00'; thence in an easterly direction along that latitude to the Seine River Indian Reserve 22A2; thence in a southeasterly direction following the southerly limit of that Indian Reserve and the centre line of the Seine River to the Ontario Hydro dam which is at the end of the Blind Bay Road; thence in a northeasterly direction along the centre line of the Blind Bay Road to the intersection with the centre line of that part of the King's Highway known as No. 17; thence in a northwesterly direction along that centre line to the place of beginning.

2. Beginning at the intersection of the centre line of that part of the King's Highway known as No. 17 with the centre line of that part of the King's Highway known as No. 11 west of the City of Thunder Bay; thence westerly along that centre line to the intersection with a straight line drawn south astronomically from the most easterly extremity of Little Turtle Lake; thence northerly along that line to the intersection with the high-water mark on the most easterly extremity of Little Turtle Lake; thence in a westerly, northeasterly, northerly and easterly direction along that part of the Turtle River System composed of Little Turtle Lake, Turtle River, Robinson Lake and Eltrut Lake to the intersection with the northerly boundary of the Territorial District of Rainy River; thence in an easterly direction along that boundary to the westerly boundary of the Territorial District of Thunder Bay; thence in a southerly direction along that boundary to latitude 49°00'; thence in an easterly direction along that latitude to the Seine River Indian Reserve 22A2; thence in a southeasterly direction following the southerly limit of that Indian Reserve and the centre line of the Seine River to the Ontario Hydro dam which is at the end of the Blind Bay Road; thence in a northeasterly direction along the centre line of the Blind Bay Road to the intersection with the centre line of that part of the King's Highway known as No. 17; thence in a southeasterly and southerly direction along that centre line to the place of beginning.

### Part 13

All those lands in the Territorial District of Thunder Bay described as follows:



Beginning at the intersection of the centre line of that part of the King's Highway known as No. 17 with the centre line of the right of way of TransCanada PipeLines Limited in the geographic Township of Gibbard; thence in an easterly direction along the last mentioned centre line to the intersection with the centre line of the Nipigon River; thence in a southerly direction along the centre line of the Nipigon River System composed of the Nipigon River, Helen Lake and Nipigon Bay of Lake Superior to the intersection with a straight line drawn west astronomically from Hughes Point to the intersection of the centre line of the right of way of the Canadian National Railway Company with the centre line of that part of the King's Highway known as Secondary Highway No. 628; thence in a westerly direction along that straight line to that intersection; thence in a south-westerly direction along the centre line of the right of way of the Canadian National Railway Company to the intersection with the centre line of the Black Sturgeon River; thence in a general southeasterly and southwesterly direction along that centre line to the intersection with the high-water mark of Black Bay of Lake Superior; thence in a westerly and southwesterly direction along that high-water mark to the most southerly extremity of Middlebrun Point of Sibley Peninsula; thence south astronomically to the intersection with the International Boundary between the United States of America and Canada; thence in a southwesterly and westerly direction along that boundary to the intersection with the centre line of Saganaga Lake; thence in a northeasterly direction along the centre line of interconnecting lakes and waterways composed of Saganaga Lake, Northeast Arm, North Channel, Trafalgar Bay, Weikwabinonaw River, Nelson Creek and Nelson Lake to the intersection with the high-water mark at the most northerly extremity of Nelson Lake; thence in a northeasterly direction along a straight line to the intersection with the centre line of Clovenhoof Lake; thence in a generally easterly direction along that centre line to the intersection with the high-water mark at the most easterly extremity of Clovenhoof Lake; thence in a southeasterly direction along a straight line to the high-water mark at the most westerly extremity of Hoof Lake; thence in a generally easterly and northerly direction along the centre line of interconnecting lakes and waterways composed of Hoof Lake, Hoof Creek, Kekekuab Lake, Kekek Creek, Blossom Lake, Matawin River, Shebandowan River and the Oskondaga River to the intersection with the centre line of that part of the King's Highway known as No. 17; thence in a northerly and northwesterly direction along that centre line to the place of beginning.

#### Part 14

All those lands in the Territorial District of Thunder Bay described as follows:

Beginning at the intersection of the right of way of the Canadian National Railway Company with the centre line of that part of the King's Highway known as Secondary Highway No. 628 in the geographic Township of Nipigon; thence east astronomically to the intersection with the high-water mark of Nipigon Bay at Hughes Point; thence in an easterly direction along that high-water mark to the most westerly extremity of Schreiber Point; thence due south astronomically to the intersection with the International Boundary between

the United States of America and Canada; thence in a westerly direction along that boundary to the intersection with a straight line running due south astronomically from the high-water mark at the most southerly extremity of Middlebrun Point; thence due north astronomically along that line to the high-water mark of Lake Superior at Middlebrun Point; thence in a northeasterly direction along that high-water mark to the intersection with the centre line of the Black Sturgeon River in Black Bay; thence in a general northeasterly and northwesterly direction along that centre line to the intersection with the centre line of the right of way of the Canadian National Railway Company; thence in a northeasterly direction along that centre line to the place of beginning.

### Part 15

All those lands in the territorial districts of Kenora and Thunder Bay described as follows:

Beginning at the intersection of the right of way of the Canadian National Railway Company with the centre line of the Little Jackfish River; thence in a southerly direction along that centre line to the intersection with the high-water mark of Lake Nipigon in Ombabika Bay; thence in a general westerly, southerly and easterly direction along that high-water mark to the intersection with the centre line of the Nipigon River east of Jardine Island; thence in a southerly direction along the centre line of the Nipigon River System composed of the Nipigon River, Forgan Lake and Jessie Lake to the intersection with the centre line of the right of way of TransCanada PipeLines Limited; thence in a westerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 17; thence in a northwesterly direction along that centre line to the intersection with the easterly boundary of the geographic Township of Hodgson; thence in a northerly direction along that boundary, the easterly boundary of the geographic Township of Hyndman and the northerly production of that boundary to the intersection with the centre line of the stream flowing into Basket Lake; thence in a northeasterly direction along that centre line to the intersection with the high-water mark at the most southerly extremity of Basket Lake; thence in a northerly and northeasterly direction along the centre line of that lake to the intersection with the high-water mark of the most northeasterly bay of that lake; thence northerly in a straight line to the intersection with the high-water mark of the most southeasterly lake connecting with the Amik River; thence northerly along the centre line of that lake to the intersection with the centre line of the Amik River; thence in a northerly and northeasterly direction along that centre line composed of Amik Lake and Loggers Lake to the intersection with the centre line of the English River; thence in an easterly direction along that centre line composed of Flying Loon Lake and Jarvis Lake to the intersection with the centre line of Jarvis Lake; thence in a northeasterly direction along that centre line to the intersection with the high-water mark at the most northerly extremity of that lake; thence northerly along a straight line to the intersection with the high-water mark at the most westerly extremity of Lake of Bays; thence in a northeasterly and northwesterly direction along a centre line connecting Lake of Bays, Lake of Bays River, Conver Lake and Singapore Lake to the inter-

section with the connecting waters between Singapore Lake and Tawatina Lake and the centre line of the right of way of the Canadian National Railway Company; thence in an easterly direction along that centre line to the place of beginning.

### Part 16

All those lands in the territorial districts of Kenora (Patricia Portion) and Thunder Bay described as follows:

Beginning at the intersection of the centre line of the Trading River with the 11th Base Line; thence in a westerly direction along the 11th Base Line to the intersection with the centre line of the most northerly bay of Goose Lake; thence in a southerly and southeasterly direction along the centre line of Goose Lake and the waters connecting Goose Lake and Mamakwash Lake, Mamakwash Lake, Upper Goose Lake, the Berens River and Mainprize Lake to the intersection with the most southeasterly extremity of Mainprize Lake; thence southeasterly in a straight line to the intersection with the most northerly extremity of Little Shabumeni Lake; thence in a southerly direction along the high-water mark along the easterly shore of Little Shabumeni Lake and Shabumeni Lake to the intersection with the centre line of the right of way of Ontario Hydro; thence in a southerly, southeasterly and easterly direction along that centre line to Slate Falls on North Bamaji Lake; thence in a general southerly direction along the centre line of North Bamaji Lake and Bamaji Lake, the waters connecting Bamaji Lake and Roadhouse Lake, the centre line of Roadhouse Lake and Blackstone Lake, the waters connecting Roadhouse Lake and the West Channel of Lake St. Joseph, the centre line of the West Channel of Lake St. Joseph and Root Bay of Lake St. Joseph to the intersection with the centre line of the Root River; thence in a southerly direction along the centre line of the Root River, Adamhay Lake, Free Creek and McNeely Lake to the intersection with the most southerly extremity of McNeely Lake; thence easterly in a straight line to the intersection with the most northerly extremity of Sleen Lake; thence easterly following the high-water mark along the northerly shore of Sleen Lake and the northerly bank of the waters connecting Sleen Lake and Enrae Lake to the intersection with the centre line of Enrae Lake; thence northeasterly along the centre line of Enrae Lake and the waters connecting Enrae Lake and the Vermilion River to the intersection with the centre line of the Vermilion River; thence southerly along the centre line of the Vermilion River, Mask Lake and the connecting waters to the intersection with the most southerly bay of Ragged Wood Lake; thence in a northeasterly, southeasterly and southwesterly direction along the centre line of the most southerly bay of Ragged Wood Lake, Elam Lake, Moose Creek and Moose Lake to the intersection with the most southerly extremity of Moose Lake; thence in an easterly direction across portages and small waterways to the intersection with the most southerly extremity of Runway Lake; thence in a southeasterly direction along the centre line of the Marchington River, Schist Lake, the waters between Schist Lake and Farrington Lake, and the centre line of Farrington Lake to the intersection with the most southerly extremity of Farrington Lake; thence in a southerly direction across a portage to the intersection with the northerly extremity of Lewis Lake; thence in a southerly direction along the centre line of Lewis Lake, Tawatina River, Tawatina Lake and the stream between Tawatina Lake and Singapore



Lake to the intersection with the centre line of the right of way of the Canadian National Railway Company; thence easterly along that centre line to the intersection with the centre line of Little Jackfish River; thence in a northerly and northwesterly direction along the centre line of Little Jackfish River, Zigzag Lake, Moule Lake, Stork Lake, South Summit Lake, Mojikit Lake and the Ogoki Reservoir to Eight Flume Falls; thence in a northerly direction along the easterly shore of Whiteclay Lake and across a portage to the intersection with the most southerly extremity of Witchwood Lake; thence in a northeasterly, northwesterly and southwesterly direction along the centre line of Witchwood Lake, Witchwood River, Felsia Lake, Hurst Lake, Attwood Lake and Attwood River to the intersection with the centre line of Luella Lake; thence in a southwesterly direction following the centre line of Luella Lake, the connecting waters between Luella Lake and Kilbarry Lake, the centre line of Kilbarry Lake, Musgrave Lake and the portages and waters between Musgrave Lake and Linsey Bay of Shabuskwia Lake to the intersection with the most southerly extremity of Linsey Bay; thence in a northerly direction along the centre line of Linsey Bay, Shabuskwia Lake and Shabuskwia River to the intersection with the centre line of the Albany River; thence in a northerly and westerly direction along the centre line of the Albany River to the intersection with the centre line of the Etowamami River; thence in a northerly and southwesterly direction along the centre line of the Etowamami River to the intersection with the centre line of the Trading River; thence in a northeasterly direction along the centre line of the Trading River to the place of beginning.

#### Part 17

All those lands in the territorial districts of Kenora (Patricia Portion), Thunder Bay and Cochrane described as follows:

Beginning at the intersection of the centre line of the Kenogami River with the centre line of the Albany River; thence in a northwesterly direction along the centre line of the Albany River to the intersection with the centre line of the Wabassi River; thence in a westerly and northerly direction along that centre line to the intersection with the 11th Base Line; thence in a westerly direction along that base line to the intersection with the centre line of the Trading River; thence southwesterly along the centre line of the Trading River to the intersection with the centre line of the Etowamami River; thence in a northeasterly and southerly direction along that centre line to the intersection with the centre line of the Albany River; thence in a southerly direction along that centre line to the intersection with the centre line of the Shabuskwia River; thence in a southerly, northeasterly and southerly direction along the centre line of the Shabuskwia River and Shabuskwia Lake to the intersection with the most southerly extremity of Linsey Bay of Shabuskwia Lake; thence southerly in a straight line to the intersection with the most northerly extremity of Musgrave Lake; thence in a southeasterly and northeasterly direction along the centre line of Musgrave Lake and the waters connecting Musgrave Lake and Kilbarry Lake, the centre line of Kilbarry Lake and the waters connecting Kilbarry Lake and Luella Lake, and the centre line of Luella Lake to the intersection with the centre line of the

Attwood River; thence in a northeasterly and southerly direction along the centre line of the Attwood River, Attwood Lake, Hurst Lake, Felsia Lake, Witchwood River and Witchwood Lake to the intersection with the most southerly extremity of Witchwood Lake; thence southerly across a portage to the intersection with the most northerly extremity of Whiteclay Lake; thence continuing in a southerly direction along the easterly shore of Whiteclay Lake and its southerly production to the centre line of the Ogoki Reservoir at Eight Flume Falls; thence southerly, easterly and southerly along the centre line of the Ogoki Reservoir, Ogoki River and Ottetail River to the intersection with a straight line extending due west astronomically from the most northerly extremity of Makoki Lake; thence easterly along the said straight line to the intersection with the most northerly extremity of Makoki Lake; thence southeasterly, southerly, easterly and northeasterly along the centre line of Makoki Lake, the connecting waters between Makoki Lake and Kapikotongwa River, the Kapikotongwa River, the Kapikotongwa River System composed of Tennant Lake, Kapikotongwa Lake, Melchett Lake, Nass Lake, Durer Lake, Saga Lake, Jungfrau Lake and Percy Lake, and the Little Current River to the intersection with the centre line of the Kenogami River; thence northerly along that centre line to the place of beginning.

#### Part 18

All those lands in the territorial districts of Cochrane and Thunder Bay described as follows:

Beginning at the intersection of the centre line of the right of way of the Canadian National Railway Company with the centre line of the Otasawian River; thence in a northeasterly and northerly direction along that centre line and the centre line of the Nagagami River and the Kenogami River to the intersection with the centre line of the Little Current River; thence westerly along the centre line of that river, including Percy Lake, to the intersection with the centre line of the Kapikotongwa River; thence in a westerly direction along that centre line and the centre line of Jungfrau Lake, Saga Lake, Durer Lake, Nass Lake, Melchett Lake, Kapikotongwa Lake and Tennant Lake to the intersection with the centre line of the connecting waters between Makoki Lake and the Kapikotongwa River; thence northerly and northwesterly along that centre line and the centre line of Makoki Lake to the intersection with the most northerly extremity thereof; thence due west astronomically to the intersection with the centre line of the Ottetail River; thence northerly and westerly along the centre line of the Ottetail River, the Ogoki River and the Ogoki Reservoir to the intersection with the centre line of Mojikit Lake; thence southerly along the centre line of Mojikit Lake, South Summit Lake, Stork Lake, Moule Lake, Zigzag Lake and the Little Jackfish River to the intersection with the centre line of the right of way of the Canadian National Railway Company; thence in an easterly direction along that centre line to the place of beginning.



## Part 19

All those lands in the territorial districts of Cochrane and Thunder Bay described as follows:

Beginning at the confluence of the waters of Lake Nipigon with the waters of the Blackwater River; thence in a northeasterly direction along the centre line of the Blackwater River to the intersection with the centre line of that part of the King's Highway known as No. 11; thence easterly along that centre line to the intersection with the centre line of the Otasawian River; thence northeasterly along that centre line to the intersection with the centre line of the right of way of the Canadian National Railway Company; thence in a westerly direction along that centre line to the intersection with the centre line of the Little Jackfish River; thence in a southerly direction along that centre line to the intersection with the high-water mark of Lake Nipigon; thence in a general southerly direction along that high-water mark on the easterly shore of Lake Nipigon to the place of beginning.

## Part 20

All those lands in the Territorial District of Thunder Bay described as follows:

Beginning at the confluence of the waters of the Little Jackfish River with the waters of Lake Nipigon; thence in a westerly direction along a straight line to the intersection with the high-water mark on the northerly shore of Lake Nipigon; thence in a westerly, southerly, easterly and northerly direction along that high-water mark to the place of beginning.

## Part 21

All those lands in the territorial districts of Algoma, Cochrane and Thunder Bay described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as Secondary Highway No. 631 with the centre line of that part of the King's Highway known as No. 11; thence in a westerly direction along that centre line to the intersection with the centre line of the Blackwater River in the geographic Township of Summers; thence in a southwesterly direction along that centre line to the intersection with the high-water mark along the easterly shore of Lake Nipigon; thence in a southerly, northerly and westerly direction along that high-water mark to the intersection with the centre line of the Nipigon River east of Jardine Island; thence in a southerly direction along the centre line of the Nipigon River System composed of the Nipigon River, Forgan Lake, Jessie Lake and Helen Lake to the intersection with a straight line extending easterly from the intersection of the centre line of that part of the King's Highway known as Secondary Highway No. 628 with

the centre line of the right of way of the Canadian National Railway Company to the high-water mark at the most southerly extremity of Hughes Point of Nipigon Bay of Lake Superior; thence easterly along that straight line to the intersection with the high-water mark at the most southerly extremity of Hughes Point on the north shore of Nipigon Bay of Lake Superior; thence in an easterly direction along that high-water mark to the most westerly extremity of Schreiber Point; thence due south astronomically to the intersection with the International Boundary between Canada and the United States of America; thence in a northeasterly direction to the intersection with the centre line of the White River; thence in an easterly and northeasterly direction along that centre line to the intersection with the centre line of White Lake; thence in a northerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 17; thence in a southeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 631; thence in an easterly and northerly direction along that centre line to the place of beginning.

## Part 22

All those lands in the territorial districts of Algoma and Cochrane described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 17 with the centre line of that part of the King's Highway known as Secondary Highway No. 631; thence in an easterly and northerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 11; thence in an easterly direction along that centre line to the intersection with the centre line of the right of way of the Algoma Central Railway near the Town of Hearst; thence in a southwesterly direction along that centre line to the intersection with the centre line of the right of way of Canadian Pacific Limited at the Dispersed Rural Community of Franz; thence in a westerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 17; thence in a northwesterly direction along that centre line to the place of beginning.

## Part 23

All those lands in the territorial districts of Algoma and Cochrane described as follows:

1. Beginning at the intersection of the centre line of that part of the King's Highway known as No. 11 with the centre line of the Missinaibi River; thence southeasterly along the centre line of that part of the King's Highway known as No. 11 to the centre line of the Opasatika River; thence southerly along that

centre line to the northerly boundary of the geographic Township of Opasatika; thence easterly along that boundary to the northeasterly corner of that geographic township; thence southerly along the easterly boundary of that township to the southeasterly corner thereof; thence westerly along the southerly boundary of the geographic townships of Opasatika and Abbott to the centre line of the Missinaibi River; thence northerly along that centre line to the place of beginning.

2. Beginning at the intersection of the centre line of that part of the King's Highway known as No. 11 with the centre line of the right of way of the Algoma Central Railway Company near the Town of Hearst; thence in a southwesterly direction along that centre line to the intersection with the centre line of the right of way of the Canadian National Railway Company at the Dispersed Rural Community of Oba; thence in a southeasterly direction along that centre line to the intersection with the centre line of the Kapuskasing River; thence in a northerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 11; thence in a northwesterly direction along that centre line to the centre line of the Opasatika River; thence in a southerly direction along that centre line to the northerly boundary of the geographic Township of Opasatika; thence easterly along that boundary to the northeasterly corner of that geographic township; thence southerly along the easterly boundary of that geographic township to the southeasterly corner thereof; thence westerly along the southerly boundary of the geographic townships of Opasatika and Abbott to the centre line of the Missinaibi River; thence northerly along that centre line to the centre line of that part of the King's Highway known as No. 11; thence in a northwesterly direction along that centre line to the place of beginning.

#### Part 24

All those lands in the Territorial District of Cochrane described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as Secondary Highway No. 807 with the centre line of that part of the King's Highway known as No. 11 near the Town of Smooth Rock Falls; thence in a northwesterly and westerly direction along the last mentioned centre line to the intersection with the centre line of the Otasawian River; thence in a northerly and northeasterly direction along that centre line to the intersection with the centre line of the Nagagami River; thence due east astronomically to the intersection of the centre line of the Kabinakagami River with the centre line of the Fox River; thence in a southeasterly and southerly direction along the centre line of the Fox River to the intersection with the northerly boundary of the geographic Township of Bannerman; thence easterly along that boundary and the northerly boundary of the geographic Township of Ritchie to the intersection with the centre line of the Pivabiska

River; thence in a northeasterly direction along that centre line to the intersection with the centre line of the Missinaibi River; thence in a northeasterly direction along that centre line to the intersection with the centre line of the Moose River on the south side of Portage Island; thence in a northeasterly direction along that centre line lying south of Grey Goose, Nicoll and Mike Islands to the intersection with the centre line of the right of way of the Ontario Northland Transportation Commission; thence in a southwesterly direction along that centre line to the intersection with the centre line of Medicine Creek; thence in a northeasterly direction along that centre line to the intersection with the centre line of the Abitibi River; thence in a southwesterly and southeasterly direction along that centre line to the intersection with the centre line of the right of way of the Ontario Northland Transportation Commission; thence northwesterly along that centre line to the intersection with the centre line of a road running westerly through the geographic townships of Menapia and Adanac to that part of the King's Highway known as Secondary Highway No. 807; thence in a westerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 807; thence in a southerly and southwesterly direction along that centre line to the place of beginning.

#### Part 25

All those lands in the Territorial District of Cochrane described as follows:

Beginning at the confluence of the waters of James Bay with the centre line of the south channel of the Albany River lying southerly of Albany Island; thence in a southwesterly direction along that centre line lying southerly of all islands to the intersection with the centre line of the Kenogami River; thence southerly along that centre line and the centre line of the Nagagami River to the centre line of the Otasawian River; thence easterly in a straight line to the intersection with the centre line of the waters of the Kabinakagami River and the waters of the Fox River; thence in a southeasterly and easterly direction along the centre line of the Fox River to the intersection with the northerly boundary of the geographic Township of Bannerman; thence in an easterly direction along that boundary and the northerly boundary of the geographic Township of Ritchie to the intersection with the centre line of the Pivabiska River; thence in a northeasterly direction along that centre line to the intersection with the centre line of the Missinaibi River; thence in a northeasterly direction along that centre line to the intersection with the centre line of the Moose River on the south side of Portage Island; thence in a northeasterly direction along that centre line lying south of Grey Goose, Nicoll and Mike Islands to the intersection with the centre line of the right of way of Ontario Northland Transportation Commission; thence in a southwesterly direction along that centre line to the intersection with the centre line of Medicine Creek; thence in a northeasterly direction along that centre line to the intersection with the centre line of the Abitibi River; thence in a northeasterly direction along that centre line lying southerly and easterly of all islands to the intersection with the centre line of



the Moose River; thence in a northeasterly direction along that centre line lying southerly of all islands including Bushy, Poplar, Flats, Pilgrim, Middleboro, Horshoe and Ship Sands Islands to the confluence with the waters of James Bay; thence in a northwesterly direction along the water's edge of James Bay to the place of beginning.

#### Part 26

All those lands in the Territorial District of Cochrane described as follows:

Beginning at the intersection of the Interprovincial Boundary between Ontario and Quebec with the high-water mark of James Bay; thence in a southwesterly and northwesterly direction along that high-water mark to the intersection with the centre line of the Moose River; thence in a southwesterly direction along that centre line lying southerly of all islands, including Ship Sands, Horshoe, Middleboro, Pilgrim, Flats, Poplar and Bushy Islands, to the intersection with the production of the centre line of the Abitibi River; thence in a southwesterly and southeasterly direction along that production and that centre line lying southerly and easterly of all islands to the intersection with the centre line of the right of way of the Ontario Northland Transportation Commission; thence southeasterly along that centre line to the intersection with the centre line of the Sucker River; thence in an easterly and southeasterly direction along that centre line to the intersection with the centre line of the Chin River; thence in a northerly and northeasterly direction along that centre line to the intersection with the southerly boundary of the geographic Township of Potter; thence easterly along the southerly boundary of the geographic townships of Potter, Sangster, Bragg, Newman and Tomlinson to the intersection with the centre line of the Kabika River; thence in a northeasterly direction along that centre line to the intersection with the centre line of the Burntbush River; thence in a northeasterly direction along that centre line to the intersection with the centre line of Rivière Turgeon; thence northerly along that centre line to the intersection with the Interprovincial Boundary between Ontario and Quebec; thence northerly along that boundary to the place of beginning.

#### Part 27

All those lands in the Territorial District of Cochrane described as follows:

Beginning at the intersection of the Interprovincial Boundary between Ontario and Quebec with the high-water mark on the southerly shore of Lake Abitibi; thence in a westerly and northwesterly direction along that high-water mark to the intersection with the centre line of the Abitibi River; thence in a westerly, southwesterly and northwesterly direction along that centre line to the intersection with the centre line of Meadow Creek; thence in a south-



westerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 577; thence in a northerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 67; thence in a south-westerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 11; thence in a northerly and northwesterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 807; thence in a northeasterly and northerly direction along that centre line to the intersection with the centre line of a road leading through the geographic townships of Adanac and Menapia to Island Falls; thence in an easterly direction along that centre line to the intersection with the centre line of the right of way of the Ontario Northland Transportation Commission; thence in a south-easterly direction along that centre line to the intersection with the centre line of the Sucker River; thence in an easterly and southeasterly direction along that centre line to the intersection with the centre line of the Chin River; thence in a northerly and northeasterly direction along that centre line to the intersection with the southerly boundary of the geographic Township of Potter; thence easterly along the southerly boundary of the geographic townships of Potter, Sangster, Bragg, Newman and Tomlinson to the intersection with the centre line of the Kabika River; thence in a northeasterly direction along that centre line to the intersection with the centre line of the Burntbush River; thence in a northeasterly direction along that centre line to the intersection with the centre line of the Rivière Turgeon; thence northeasterly along that centre line to the intersection with the Interprovincial Boundary between Ontario and Quebec; thence southerly along that boundary to the place of beginning.

#### Part 28

All those lands in the territorial districts of Cochrane and Timiskaming described as follows:

Beginning at the intersection of the Interprovincial Boundary between Ontario and Quebec with the high-water mark along the southerly shore of Lake Abitibi; thence in a westerly and northwesterly direction along that high-water mark to the intersection with the centre line of the Abitibi River; thence in a westerly and southwesterly direction along that centre line to the intersection with the centre line of the Black River; thence in a southeasterly direction along that centre line to the intersection with the centre line of the Watabeag River; thence in a southerly direction along the centre line of the Watabeag River and Watabeag Lake to the intersection with the northwesterly production of the centre line of the North Englehart Management Unit Forest Access Road in the geographic Township of Sheba; thence in a southeasterly direction along that production and that centre line to the intersection with the centre line of the Englehart River; thence in a southeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 66; thence in a westerly and southwesterly direction along that centre line to the intersection with the centre line of that

part of the King's Highway known as No. 65; thence in a southwesterly direction along that centre line to the intersection with the centre line of the West Montreal River; thence in a southerly direction along that centre line to the intersection with the centre line of the Montreal River; thence in a southeasterly direction along the centre line of the Montreal River System composed of the Montreal River, Elk Lake, Mountain Lake and Bay Lake and the southeasterly production of that centre line to the intersection with the Interprovincial Boundary between Ontario and Quebec; thence in a northerly direction along that boundary to the place of beginning.

#### Part 29

All those lands in the territorial districts of Cochrane, Sudbury and Timiskaming described as follows:

1. Beginning at the northwesterly corner of the geographic Township of Deloro in the Territorial District of Cochrane; thence southerly along the westerly boundary of that geographic township to the northeasterly corner of the geographic Township of Price; thence westerly along the northerly boundary of that geographic township to the northwesterly corner thereof; thence southerly along the westerly boundary of the geographic townships of Price, Fripp and Musgrove to the southwesterly corner of the geographic Township of Musgrove; thence easterly along the southerly boundary of the geographic Township of Musgrove to the northwesterly corner of the geographic Township of Beemer in the Territorial District of Sudbury; thence southerly along the westerly boundary of the geographic Township of Beemer to the southwesterly corner thereof; thence easterly along the southerly boundary of the geographic Township of Beemer to the northwesterly corner of the geographic Township of Semple; thence southerly along the westerly boundary of that geographic township to the southwesterly corner thereof; thence easterly along the southerly boundary of the geographic townships of Semple and Hutt to the southeasterly corner of the geographic Township of Hutt; thence northerly along the easterly boundary of the geographic townships of Hutt, Zavitz and Geikie to the southwesterly corner of the geographic Township of Fallon in the Territorial District of Timiskaming; thence easterly along the southerly boundary of that geographic township to the southeasterly corner thereof; thence northerly along the easterly boundary of the geographic townships of Fallon, Langmuir and Carman to the northeasterly corner of the geographic Township of Carman; thence westerly along the northerly boundary of the geographic townships of Carman, Shaw and Deloro to the place of beginning.

2. Beginning at the intersection of the centre line of that part of the King's Highway known as Secondary Highway No. 560 with the centre line of the right of way of the Canadian National Railway Company in the geographic Township of Westbrook; thence in a northwesterly direction along the centre line of the Canadian National Railway Company to the intersection with the centre line of that part of the King's Highway known as No. 144; thence in a northerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 101 in the geographic Township of Bristol; thence in a northeasterly direction along that centre line to the intersection with the centre line of the right of way of the Ontario Northland Transportation Commission in the geographic Township of Whitney; thence in a northeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 11; thence in a northerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 67; thence in a northeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 577; thence southerly along that centre line to the intersection with the centre line of Meadow Creek; thence in a northeasterly direction along that centre line to the intersection with the centre line of the Abitibi River; thence in a southeasterly direction along that centre line to the intersection with the centre line of the Black River; thence in a southeasterly direction along that centre line to the intersection with the centre line of the Watabeag River; thence in a southerly direction along the centre line of the Watabeag River and Watabeag Lake to the intersection with the northwesterly production of the centre line of the North Englehart Management Unit Forest Access Road in the geographic Township of Sheba; thence in a southeasterly direction along that production and that centre line to the intersection with the centre line of the Englehart River; thence in a southwesterly and southeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 66; thence in a westerly and southwesterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 65; thence in a southwesterly direction along that centre line to the intersection with the centre line of the West Montreal River; thence in a northerly, westerly, southerly and southwesterly direction along the centre line of the West Montreal River System composed of the West Montreal River, Matachewan Lake, Mistinikon Lake and Penassi Lake to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 560; thence in a westerly and southwesterly direction along that centre line to the place of beginning.



### Saving and Excepting therefrom:

Beginning at the northwesterly corner of the geographic Township of Deloro in the Territorial District of Cochrane; thence southerly along the westerly boundary of that geographic township to the northeasterly corner of the geographic Township of Price; thence westerly along the northerly boundary of that geographic township to the northwesterly corner thereof; thence southerly along the westerly boundary of the geographic townships of Price, Fripp and Musgrove to the southwesterly corner of the geographic Township of Musgrove; thence easterly along the southerly boundary of the geographic Township of Musgrove to the northwesterly corner of the geographic Township of Beemer in the Territorial District of Sudbury; thence southerly along the westerly boundary of the geographic Township of Beemer to the southwesterly corner thereof; thence easterly along the southerly boundary of the geographic Township of Beemer to the northwesterly corner of the geographic Township of Semple; thence southerly along the westerly boundary of that geographic township to the southwesterly corner thereof; thence easterly along the southerly boundary of the geographic townships of Semple and Hutt to the southeasterly corner of the geographic Township of Hutt; thence northerly along the easterly boundary of the geographic townships of Hutt, Zavitz and Geikie to the southwesterly corner of the geographic Township of Fallon in the Territorial District of Timiskaming; thence easterly along the southerly boundary of that geographic township to the southeasterly corner thereof; thence northerly along the easterly boundary of the geographic townships of Fallon, Langmuir and Carman to the northeasterly corner of the geographic Township of Carman; thence westerly along the northerly boundary of the geographic townships of Carman, Shaw and Deloro to the place of beginning.

### Part 30

All those lands in the territorial districts of Algoma, Cochrane, Sudbury and Timiskaming described as follows:

Beginning at the intersection of the centre line of the right of way of the Canadian National Railway Company with the centre line of the Kapuskasing River in the geographic Township of Kapuskasing; thence in a northerly and northeasterly direction along the centre line of the Kapuskasing River to the intersection with the centre line of that part of the King's Highway known as No. 11; thence in a southeasterly and southerly direction along that centre line to the intersection with the centre line of the right of way of the Ontario Northland Transportation Commission in the geographic Township of Clergue; thence in a southwesterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 101 in the geographic Township of Whitney; thence in a westerly and southwesterly

direction along that centre line to the intersection with the centre line of the right of way of the Canadian National Railway Company in the geographic Township of Foleyet; thence in a northwesterly direction along that centre line to the place of beginning

### Part 31

All those lands in the territorial districts of Algoma, Cochrane, Sudbury and Timiskaming described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 101 with the centre line of that part of the King's Highway known as No. 144 in the geographic Township of Bristol; thence in a southerly and southwesterly direction along the centre line of that part of the King's Highway known as No. 144 to the intersection with the centre line of the right of way of the Canadian National Railway Company in the geographic Township of Jack; thence in a southerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 560; thence in a westerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 144; thence in a general westerly direction along a road known locally as the Ramsey Road to the centre line of the right of way of the Canadian Pacific Limited; thence in a northwesterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 129; thence in a southwesterly and northerly direction along that centre line to the intersection with the centre line of the Chapleau River; thence in a northeasterly direction along the centre line of the Chapleau River System composed of the Chapleau River, Henderson Lake, D'Arcy Lake, Schewabik Lake and Kapuskasing Lake to the intersection with the centre line of the Kapuskasing River; thence in a northeasterly direction along that centre line to the intersection with the centre line of the right of way of the Canadian National Railway Company; thence in a southeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 101; thence in an easterly and northeasterly direction along that centre line to the place of beginning.

### Part 32

All those lands in the territorial districts of Algoma and Sudbury described as follows:



Beginning at the intersection of the centre line of that part of the King's Highway known as No. 17 with the centre line of the right of way of Canadian Pacific Limited in the geographic Township of Vasiloff; thence in an easterly direction along that centre line to the intersection with the centre line of the right of way of the Algoma Central Railway at the Dispersed Rural Community of Franz; thence in a northeasterly direction along that centre line to the intersection with the centre line of the right of way of the Canadian National Railway Company at the Dispersed Rural Community of Oba; thence in a southeasterly direction along that centre line to the intersection with the centre line of the Kapuskasing River; thence in a southwesterly direction along the centre line of the Kapuskasing River System composed of the Kapuskasing River and Kapuskasing Lake to the intersection with the centre line of the Chapleau River; thence in a southwesterly direction along the centre line of the Chapleau River System composed of the Chapleau River, Schewabik Lake, D'Arcy Lake, Henderson Lake and Chapleau Lake to the intersection with the centre line of that part of the King's Highway known as No. 129; thence in a southerly and southwesterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 101; thence in a northwesterly direction along that centre line to the intersection with the centre line of the Michipicoten River; thence in a westerly direction along that centre line to the intersection with the high-water mark on the easterly shore of Lake Superior; thence in a northerly and westerly direction along that high-water mark to the intersection with the southerly production of the centre line of the right of way of the Algoma Central Railway in Michipicoten Bay; thence in a northerly and northeasterly direction along that production and centre line to the intersection with the centre line of that part of the King's Highway known as No. 17; thence in a northwesterly direction along that centre line to the place of beginning.

### Part 33

All those lands in the territorial districts of Algoma and Thunder Bay described as follows:

Beginning at the intersection of the centre line of the right of way of Canadian Pacific Limited with the centre line of that part of the King's Highway known as No. 17 in the geographic Township of Vasiloff; thence in a southerly direction along the centre line of that part of the King's Highway known as No. 17 to the intersection with the centre line of the right of way of the Algoma Central Railway in the geographic Township of Lendrum; thence in a southwesterly direction along that centre line and the southerly production of that centre line to the intersection with the high-water mark on the northerly shore of Lake Superior in Michipicoten Bay; thence in an easterly and southerly direction along that high-water mark to the intersection with the centre line of the Michipicoten River; thence in a southwesterly direction along the production of that centre line to the intersection with the International Boundary between Canada and the United States of America; thence in a northwesterly direction along that boundary to the intersection with the southwesterly production of the centre line of the White River; thence in a northeasterly

and easterly direction along that production and that centre line to the intersection with the centre line of White Lake; thence in a northerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 17; thence in a southeasterly direction along that centre line to the place of beginning.

#### Part 34

All those lands in the Territorial District of Algoma described as follows:

Beginning at the intersection of the centre line of the Michipicoten River with the centre line of the right of way of the Algoma Central Railway; thence southerly along that centre line to the intersection with the centre line of the right of way of the Great Lakes Power Corporation Limited in the geographic Township of Larson; thence in a southerly direction along that centre line to the intersection with the centre line of the right of way of the Algoma Central Railway in the geographic Township of Home; thence in a southerly direction along that centre line to the intersection with the centre line of the Montreal River; thence in a westerly direction along that centre line to the water's edge of Lake Superior; thence west astronomically to the International Boundary between Canada and the United States of America; thence in a northeasterly direction to the intersection with the centre line of the Michipicoten River; thence easterly along that centre line to the place of beginning.

#### Part 35

All those lands in the territorial districts of Algoma and Sudbury described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 101 with the centre line of that part of the King's Highway known as No. 129 in the geographic Township of Chappise; thence in a southeasterly and southerly direction along that centre line to the intersection with the centre line of Ranger Lake Road in the geographic Township of Villeneuve; thence in a westerly direction along that centre line to the intersection with the centre line of a road known locally as Hult Road in the geographic Township of Whitman; thence in a westerly direction along that centre line to the intersection with the centre line of the right of way of the Algoma Central Railway; thence in a northerly and northwesterly direction along that centre line to the intersection with the centre line of the right of way of the Great Lakes Power Corporation Limited in the geographic Township of Home; thence in a northerly direction along that centre line to the intersection with the centre line of the right of way of the Algoma Central Railway; thence in a northerly direction along that centre line to the intersection with the centre line of the Michipicoten River; thence in a northeasterly direction along that centre line to the intersection with the centre line

of that part of the King's Highway known as No. 101; thence in a southeasterly direction along that centre line to the place of beginning.

### Part 36

All those lands in the Territorial District of Algoma described as follows:

Beginning at the intersection of the centre line of the Montreal River with the centre line of the right of way of the Algoma Central Railway; thence in a southeasterly and southerly direction along that centre line to the intersection with the centre line of a road known locally as Hult Road in the geographic Township of Hodgins; thence in an easterly direction along that centre line to the intersection with the centre line of Ranger Lake Road in the geographic Township of Whitman; thence in a northeasterly and southerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 129; thence in a southerly and southwesterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 17; thence in a southwesterly direction along that centre line to the intersection with the centre line of the Thessalon River; thence in a southerly direction along that centre line to the intersection with the high-water mark on the northerly shore of the North Channel of Lake Huron; thence in a southerly direction along that high-water mark to the most southerly extremity of Thessalon Point; thence south astronomically to the intersection with the International Boundary between Canada and the United States of America; thence in a westerly direction along that boundary to the intersection with the easterly boundary of the Township of Hilton; thence in a northerly and northwesterly direction along that boundary to the intersection with the northeasterly boundary of the Township of St. Joseph; thence in a northwesterly and westerly direction along that boundary to the intersection with the International Boundary between Canada and the United States of America; thence in a northerly direction along that boundary to the intersection with the westerly production of the centre line of the Montreal River; thence easterly along that production and that centre line to the place of beginning.

### Part 37

All those lands in the Territorial District of Algoma described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 17 with the centre line of that part of the King's Highway known as No. 129; thence in a northerly and northeasterly direction along that centre line to the intersection with the centre line of the Mississagi River in the geographic Township of Rollins; thence in an easterly and southerly direction along that centre line to the intersection with the high-water



mark of Aubrey Lake; thence in a southerly, easterly and northerly direction along that high-water mark on the westerly, southerly and easterly shore of that lake to the intersection with the high-water mark on the westerly shore of Rocky Island Lake; thence in a southerly, easterly and northerly direction along that high-water mark on the westerly, southerly and easterly shore of that lake to the intersection with the northerly boundary of the geographic Township of Winkler; thence easterly and southerly along the northerly and easterly boundaries of that geographic township to the intersection with the centre line of Kindiogami Lake; thence in an easterly and southerly direction along that centre line and the centre line of the Kindiogami River to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 546; thence in a southerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 639; thence in a southeasterly direction along that centre line to the intersection with the centre line of the Serpent River; thence in a southeasterly direction along the centre line of the Serpent River System composed of the Serpent River, Quirke Lake, Nook Lake, Kindle Lake and Whiskey Lake to the intersection with the northerly boundary of the geographic Township of Gaiaashk; thence easterly along the northerly boundary of the geographic townships of Gaiaashk, Gerow, Boon, Shibananing and Dunlop to the intersection with the centre line of the Spanish River; thence in a southerly and easterly direction along the centre line of the Spanish River System composed of the Spanish River and Agnew Lake to the intersection with the easterly boundary of the geographic Township of Shakespeare; thence southerly along that boundary to the intersection with the centre line of that part of the King's Highway known as No. 17; thence in a westerly direction along that centre line to the intersection with the centre line of the Serpent River; thence in a westerly direction along that centre line to the intersection with the high-water mark on the northerly shore of the North Channel of Lake Huron; thence in a southwesterly direction along that high-water mark on the westerly shore of Serpent River Indian Reserve No. 7 to the most southwesterly extremity of Long Point; thence south astronomically to the intersection with the Territorial District boundary between Algoma and Manitoulin; thence westerly along that boundary to the intersection with the International Boundary between Canada and the United States of America; thence in a northwesterly direction along that boundary to the intersection with a straight line drawn south astronomically from the most southerly extremity of Thessalon Point; thence northerly along that straight line to the intersection with the high-water mark on the north shore of the North Channel of Lake Huron; thence in a northerly direction along that high-water mark to the intersection with the centre line of the Thessalon River; thence in a northerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 17; thence in a north-easterly direction along that centre line to the place of beginning.

### Part 38

All those lands in the territorial districts of Algoma and Sudbury described as follows:

1. Beginning at the intersection of the centre line of the Serpent River System with the westerly boundary of the geographic Township of Lehman; thence northerly along that westerly boundary and the westerly boundaries of the geographic townships of Poncet, Plourde, Lefebvre and Fontaine to the northwesterly corner of the geographic Township of Fontaine; thence easterly along the northerly boundary of that township and the northerly boundary of the geographic Township of Foucault to the northeast corner thereof; thence in a southerly direction along the easterly boundary of that township and the easterly boundary of the geographic Township of Monestime to the northwesterly corner of the geographic Township of Redden; thence easterly along the northerly boundary of that township to the northeasterly corner thereof; thence southerly along the easterly boundary of the geographic townships of Redden, Strain and Mandamin to the southeasterly corner thereof; thence westerly along the southerly boundary of the geographic townships of Mandamin, Lockeyer and Lehman to the intersection with the centre line of Whiskey Lake of the Serpent River System; thence in a northwesterly direction along the centre line of the Serpent River System composed of Whiskey Lake, Kindle Lake and the Serpent River to the place of beginning.

2. Beginning at the intersection of the centre line of that part of the King's Highway known as No. 129 with the centre line of the right of way of Canadian Pacific Limited in the geographic Township of Gallagher; thence in a southeasterly direction along that centre line to the intersection with the centre line of a road known locally as the Ramsey Road; thence in a general easterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 144; thence in a southerly direction along that centre line to the intersection with the centre line of the Eastsand Creek; thence in a southwesterly direction along that centre line to the intersection with the centre line of the East Spanish River System; thence in a southerly direction along that centre line flowing through Eleventh Lake, Duke Lake, Tenth Lake, Ninth Lake, Eighth Lake, Seventh Lake, Sixth Lake, Fifth Lake, Fourth Lake, Third Lake, Second Lake, First Lake and Expanse Lake to the intersection with the centre line of the Spanish River; thence in a southerly direction along the Spanish River System composed of the Spanish River, Spanish Lake, The Elbow, Graveyard Rapids and Boswell Rapids to the intersection with the northerly boundary of the geographic Township of Dunlop; thence westerly along the northerly boundary of the geographic townships of Dunlop and Shibananing to the southeasterly corner of the geographic Township of Mandamin; thence northerly along the easterly boundary of the geographic townships of Mandamin and Strain to the northeasterly corner of the geographic Township of Strain; thence westerly along the northerly boundary of the geographic Township of Strain to the southeasterly corner of the geographic Township of Reddin; thence northerly along the easterly boundary of the geographic Township of Reddin to the northeasterly corner thereof; thence westerly along the northerly boundary of the geographic Township of Reddin to the southeasterly corner of the geographic Township of Monestime; thence northerly along the easterly boundary of the geographic



townships of Monestime and Foucault to the northeasterly corner of the geographic Township of Foucault; thence westerly along the northerly boundary of the geographic townships of Foucault and Fontaine to the northwesterly corner of the geographic Township of Fontaine; thence southerly along the westerly boundary of the geographic Township of Fontaine to the southwesterly corner thereof; thence easterly along the southerly boundary of the geographic Township of Fontaine to the northwesterly corner of the geographic Township of Lefebvre; thence southerly along the westerly boundary of the geographic townships of Lefebvre, Plourde, Poncet and Lehman to the intersection with the centre line of the Serpent River System; thence in a northwesterly direction along the centre line of the Serpent River System composed of Nook Lake and Quirke Lake to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 639; thence in a northwesterly and northerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 546; thence in a northerly direction along that centre line to the intersection with the centre line of the Kindiogami River in the geographic Township of Sagard; thence in a northwesterly and westerly direction along the centre line of the Kindiogami River System composed of the Kindiogami River, Distant Lake and Kindiogami Lake to the intersection with the easterly boundary of the geographic Township of Winkler; thence northerly and westerly along the easterly and northerly boundaries of that geographic township to the intersection with the high-water mark on the southerly shore of Rocky Island Lake; thence in a westerly direction along that high-water mark to the intersection with the high-water mark of Aubrey Lake; thence in a southerly, westerly and northerly direction along that high-water mark on the easterly, southerly and westerly shore of that lake to the intersection with the centre line of the Mississagi River; thence in a westerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 129; thence in a northerly direction along that centre line to the place of beginning.

#### Part 39

All those lands in the Territorial District of Sudbury described as follows:

Beginning at the intersection of the centre line of the right of way of the Canadian National Railway Company with the centre line of that part of the King's Highway known as No. 17; thence in a southwesterly direction along that centre line to the intersection with the easterly boundary of the geographic Township of Shakespeare; thence northerly along that boundary to the intersection with the centre line of Agnew Lake; thence in a westerly and northerly direction along the centre line of the Spanish River System composed of Agnew Lake, the Spanish River, Boswell Rapids, Graveyard Rapids, The Elbow and Spanish Lake to the intersection with the centre line of the East Spanish River; thence in a northerly direction along the centre line of the East Spanish River System composed of the East Spanish River, Expanse Lake, First Lake, Second Lake, Third Lake, Fourth Lake, Fifth Lake, Sixth Lake, Seventh Lake, Eighth Lake, Ninth Lake, Tenth Lake, Duke Lake and Eleventh Lake to the intersection with the centre line of Eastsand Creek; thence in a northeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 144; thence in a northerly direction

along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 560; thence in an easterly direction along that centre line to the intersection with the centre line of the right of way of the Canadian National Railway Company; thence in a southeasterly direction along that centre line to the place of beginning.

#### Part 40

All those lands in the territorial districts of Nipissing, Sudbury and Timiskaming described as follows:

Beginning at the intersection of the centre line of the right of way of the Canadian National Railway Company with the centre line of that part of the King's Highway known as Secondary Highway No. 560 in the geographic Township of Westbrook; thence in a northeasterly direction along the centre line of that part of the King's Highway known as Secondary Highway No. 560 to the intersection with the centre line of the West Montreal River; thence in a northeasterly, northerly, easterly and southerly direction along the centre line of the West Montreal River System composed of Duncan Lake, the West Montreal River, Penassi Lake, Mistinikon Lake, Matachewan Lake and Lower Matachewan Lake to the intersection with the centre line of the Montreal River; thence in a southeasterly direction along the centre line of the Montreal River System composed of the Montreal River, Elk Lake, Mountain Lake and Bay Lake to the intersection with the Interprovincial Boundary between Ontario and Quebec; thence in a southeasterly direction along that boundary to the intersection with the northeasterly production of the centre line of Ottertail Creek; thence in a southwesterly direction along that production and that centre line composed of Ottertail Creek, Otter Lake and a stream flowing into Otter Lake, to the intersection with the northerly boundary of the geographic Township of Hammell; thence westerly along the northerly boundary of the geographic townships of Hammell and Gladman to the intersection with the centre line of Marten Lake; thence westerly and northerly along the centre line of lakes and connecting waterways composed of Marten Lake, the Marten River, Red Cedar Lake, the Temagami River, Cross Lake, Outlet Bay, Lake Temagami, Northwest Arm and Obabika Inlet to the intersection with the high-water mark at the most westerly extremity of Obabika Inlet; thence west astronomically to the intersection with the centre line of Obabika Lake; thence in a southerly and westerly direction along that centre line and the production of that centre line to the intersection with the centre line of Wawiyagama Lake; thence southwesterly along that centre line to the intersection with the centre line of Wawiyagama Creek; thence in a southwesterly direction along that centre line to the intersection with the centre line of the Obabika River; thence in a southwesterly direction along that centre line to the intersection with the centre line of the Sturgeon River; thence in a northwesterly direction along that centre line to the intersection with the centre line of Oshawatagan Creek; thence in a westerly direction along that centre line to the intersection with the easterly boundary of the geographic Township of Stull; thence westerly along a straight line to the intersection with the centre line of Silvester Creek; thence in a southerly

and westerly direction along that centre line to the intersection with the centre line of the Wanapitei River; thence in a southwesterly direction along that centre line to the intersection with the centre line of the right of way of the Canadian National Railway Company; thence in a northwesterly direction along that centre line to the place of beginning.

#### Part 41

All those lands in the territorial districts of Nipissing and Sudbury described as follows:

Beginning at the intersection of the centre line of the right of way of the Canadian National Railway Company with the centre line of that part of the King's Highway known as No. 17 at the Town of Coniston; thence in an easterly direction along the centre line of that part of the King's Highway known as No. 17 and the northeasterly production of that centre line to the intersection with the Interprovincial Boundary between Ontario and Quebec; thence in a northwesterly direction along that boundary to the intersection with the northeasterly production of the centre line of Ottertail Creek; thence in a southwesterly direction along that production and centre line composed of Ottertail Creek, Otter Lake and a stream flowing into Otter Lake, to the intersection with the northerly boundary of the geographic Township of Hammell; thence westerly along the northerly boundary of the geographic townships of Hammell and Gladman to the intersection with the centre line of Marten Lake; thence westerly and northerly along the centre line of lakes and connecting waterways composed of Marten Lake, the Marten River, Red Cedar Lake, the Temagami River, Cross Lake, Outlet Bay, Lake Temagami, Northwest Arm and Obabika Inlet, to the intersection with the high-water mark at the most westerly extremity of Obabika Inlet; thence west astronomically to the intersection with the centre line of Obabika Lake; thence in a southerly and westerly direction along that centre line and the production of that centre line to the intersection with the centre line of Wawiagama Lake; thence southwesterly along that centre line to the intersection with the centre line of Wawiagama Creek; thence in a southwesterly direction along that centre line to the intersection with the centre line of the Obabika River; thence in a southwesterly direction along that centre line to the intersection with the centre line of the Sturgeon River; thence in a northwesterly direction along that centre line to the intersection with the centre line of Oshawatagan Creek; thence in a westerly direction along that centre line to the intersection with the easterly boundary of the geographic Township of Stull; thence westerly along a straight line to the intersection with the centre line of Silvester Creek; thence in a southerly and westerly direction along that centre line to the intersection with the centre line of the Wanapitei River; thence in a southwesterly direction along that centre line to the intersection with the centre line of the right of way of the Canadian National Railway Company; thence in a southeasterly direction along that centre line to the place of beginning.



## Part 42

All those lands in the territorial districts of Algoma, Manitoulin, Nipissing and Sudbury described as follows:

Béginning at the intersection of the centre line of that part of the King's Highway known as No. 17 with the centre line of the Serpent River; thence in a westerly direction along the centre line of the Serpent River to the intersection with the high-water mark on the North Channel of Lake Huron; thence in a southwesterly direction along that high-water mark on the westerly boundary of the Serpent River Indian Reserve No. 7 to the most southwesterly extremity of Long Point; thence south astronomically to the intersection with the Territorial District Boundary between Algoma and Manitoulin; thence in an easterly direction along that boundary to the intersection with the high-water mark on the northerly shore of the North Channel of Lake Huron at the southwesterly corner of the geographic Township of Harrow; thence in an easterly direction along that high-water mark to the intersection with the centre line of that part of the King's Highway known as No. 68; thence in a southerly direction along that centre line to the intersection with the northerly boundary of Whitefish Indian Reserve No. 4; thence in an easterly direction along that boundary to the intersection with the high-water mark of Iroquois Bay; thence in a northerly, easterly, southeasterly and southwesterly direction along the high-water mark of Iroquois Bay, East Channel, McGregor Bay, Narrow Bay, Frazer Bay and Killarney Bay to the intersection with a straight line drawn north astronomically from the most westerly extremity of Phillip Edward Island; thence in a southerly direction along that straight line to the intersection with the high-water mark on the westerly shore of Phillip Edward Island; thence in a southerly and easterly direction along that high-water mark to the most southeasterly extremity of Phillip Edward Island; thence east astronomically to the intersection with the high-water mark on the north shore of Georgian Bay; thence in an easterly direction along that high-water mark to the intersection with the centre line of Fort Channel of the French River; thence in a northeasterly and easterly direction along that centre line and the centre line of the Main Channel of the French River to the confluence with the waters of Lake Nipissing; thence in an easterly direction along the water's edge on the southerly and easterly shore of Lake Nipissing to the intersection with the southerly boundary of the City of North Bay; thence in an easterly and northerly direction along the southerly and easterly boundary of the City of North Bay to the intersection with the centre line of that part of the King's Highway known as No. 17; thence in a westerly direction along that centre line to the place of beginning.

## Part 43

All those lands in the Territorial District of Manitoulin described as follows:

Beginning at a point in the Territorial District Boundary between Algoma and Manitoulin distant 20 kilometers measured easterly along that boundary from its intersection with the International Boundary between Canada and the United States of America opposite Drummond Island; thence in an easterly direction along that Territorial District Boundary to the intersection with the high-water mark on the northerly shore of the North Channel of Lake Huron at the southwest corner of the geographic Township of Harrow; thence in an easterly direction along that high-water mark to the intersection with the centre line of that part of the King's Highway known as No. 68; thence in a southerly direction along that centre line to the intersection with the northerly boundary of Whitefish Indian Reserve No. 4; thence in an easterly direction along that boundary to the intersection with the high-water mark of Iroquois Bay; thence in a northerly, easterly, southeasterly and southwesterly direction along the high-water mark of Iroquois Bay, East Channel, McGregor Bay, Narrow Bay, Frazer Bay and Killarney Bay to the intersection with a straight line drawn north astronomically from the most westerly extremity of Phillip Edward Island; thence in a southerly direction along that straight line to the intersection with the high-water mark on the westerly shore of Phillip Edward Island; thence in a southerly and easterly direction along that high-water mark to the most southeasterly extremity of Phillip Edward Island; thence east astronomically to the intersection with the high-water mark on the north shore of Georgian Bay; thence in an easterly direction along that high-water mark to the intersection with the centre line of Fort Channel of the French River; thence in a southwesterly direction along that centre line to the confluence with the waters of Georgian Bay; thence in a southerly direction along a line drawn south astronomically from the confluence of the waters of Fort Channel of the French River with the waters of Georgian Bay to the intersection with a line drawn east astronomically from the most southerly extremity of Lucas Island; thence in a westerly direction along that line to the intersection with the most southerly extremity of Lucas Island; thence continuing in a westerly direction along a line drawn west astronomically from the most southerly extremity of Lucas Island to the International Boundary between Canada and the United States of America; thence in a northwesterly direction along that boundary to the intersection with a line drawn south  $32^{\circ}$  west astronomically from the place of beginning; thence north  $32^{\circ}$  east astronomically to the confluence of the waters of Lake Huron with the waters of Mississagi Strait; thence in a northeasterly direction along the centre line of Mississagi Strait to the confluence with the waters of the North Channel; thence north  $32^{\circ}$  east astronomically through the North Channel to the place of beginning.

#### Part 44

All those lands in the Territorial District of Manitoulin described as follows:

Beginning at the intersection of the International Boundary between Canada and the United States of America with the Territorial District Boundary between Algoma and Manitoulin opposite Drummond Island; thence in an easterly



direction along that boundary a distance of 20 kilometers; thence south  $32^{\circ}$  west astronomically through the waters of the North Channel to the confluence of those waters with the waters of Mississagi Strait; thence southwesterly along the centre line of Mississagi Strait to the confluence with the waters of Lake Huron; thence continuing south  $32^{\circ}$  west astronomically to the intersection with the International Boundary between Canada and the United States of America; thence in a northwesterly and northeasterly direction along that boundary to the place of beginning.

#### Part 45

All those lands in the Territorial District of Algoma described as follows:

Beginning at the intersection of the International Boundary between Canada and the United States of America with the easterly boundary of the Township of Hilton; thence in a northerly and northwesterly direction along that boundary to the intersection with the northeasterly boundary of the Township of St. Joseph; thence in a northwesterly and westerly direction along that boundary to the intersection with the International Boundary between Canada and the United States of America; thence in a southeasterly and easterly direction along that centre line to the place of beginning.

#### Part 46

All that part of Ontario lying south of the French and Mattawa rivers.

O. Reg. 649/80, Sched. 1.

## Schedule 2

## BLACK BEAR

Item	Column 1 Parts of Ontario described and enumerated in Schedule 1	Column 2 Open Seasons	Column 3 Conditions
1.	1, 2, 3, 4, 5, 6, 7B, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45 and 46	April 15 to June 15	
2.	7A	April 15 to June 15	Only bows and arrows or flint lock or percussion cap muzzle load- ing guns may be used.
3.	1, 11, 12, 13, 14, 15, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44 and 45.	September 10 to October 15	
4.	2, 3, 4, 5, 6, 7B, 8, 9, 10 and 16	September 10 to October 31	

Item	Column 1 Parts of Ontario described and enumerated in Schedule 1	Column 2 Open Seasons	Column 3 Conditions
5.	7A	September 10 to October 31	Only bows and arrows or flint lock or percussion cap muzzle load- ing guns may be used.
6.	46	September 15 to November 30	

O. Reg. 649/80, Sched. 2.

## REGULATION 427

### under the Game and Fish Act

#### OPEN SEASONS—FUR-BEARING ANIMALS

OPEN SEASON FOR FOX, RACCOON, RED SQUIRREL,  
SKUNK, WEASEL AND WOLF

1.—(1) Arctic fox, grey fox, red squirrel, skunk and weasel may be hunted or trapped, and the pelts thereof may be possessed in any part of Ontario from the 25th day of October in any year to the last day of February in the year next following, both inclusive.

(2) Wolf and the hybrid of *Canis lupus* L. and *Canis latrans* Say may be hunted or trapped, and the pelts thereof may be possessed, in any part of Ontario from the 1st day of October in any year to the 30th day of September in the year next following, both inclusive. O. Reg. 433/80, s. 1.

2.—(1) *Vulpes vulpes* L. commonly known as coloured fox may be trapped, hunted or possessed in the part of Ontario lying north of the French and Mattawa rivers from the 25th day of October in any year to the last day of February in the year next following, both inclusive. O. Reg. 612/74, s. 2.

(2) *Vulpes vulpes* L. commonly known as coloured fox may be trapped, hunted or possessed in the part of Ontario described in Schedule 4 from the 1st day of October in any year to the 30th day of September in the year next following, both inclusive. O. Reg. 806/74, s. 1.

3. Raccoon may be hunted or trapped, and the pelt thereof may be possessed, in any part of Ontario from the 15th day of October to the 31st day of December, both inclusive, in any year. O. Reg. 390/79, s. 2.

#### OPEN SEASON FOR BEAVER AND OTTER

4. Beaver and otter may be trapped, hunted or possessed in the parts of Ontario described in,

- (a) Schedule 1 from the 15th day of October in any year to the 15th day of May in the year next following, both inclusive;
- (b) Schedule 2 from the 15th day of October in any year to the 22nd day of April in the year next following, both inclusive; and
- (c) Schedules 3 and 4 from the 25th day of October in any year to the 31st day of March in the year next following, both inclusive. O. Reg. 612/74, s. 3; O. Reg. 788/78, s. 1.

#### OPEN SEASON FOR BOBCAT, FISHER, LYNX, MARTEN AND WOLVERINE

5. Fisher and marten may be trapped, hunted or possessed in the parts of Ontario described in,

(a) Schedules 1, 2 and 3 from the 25th day of October in any year to the last day of February in the year next following, both inclusive; and

(b) Schedule 4 from the 25th day of October to the 31st day of December in any year, both inclusive.

6. Bobcat, lynx and wolverine may be trapped, hunted or possessed in any part of Ontario from the 25th day of October in any year to the last day of February in the year next following, both inclusive. O. Reg. 582/75, s. 1.

#### OPEN SEASON FOR MINK

7. Mink may be trapped, hunted or possessed in the parts of Ontario described in,

- (a) Schedule 1 from the 15th day of October in any year to the 31st day of January in the year next following, both inclusive;
- (b) Schedule 2 from the 15th day of October to the 31st day of December in any year, both inclusive; and
- (c) Schedules 3 and 4 from the 25th day of October to the 31st day of December in any year, both inclusive. O. Reg. 612/74, s. 5; O. Reg. 788/78, s. 3.

#### OPEN SEASON FOR MUSKRAT

8. Muskrat may be trapped, hunted or possessed in the parts of Ontario described in,

- (a) Schedule 1 from the 15th day of October in any year to the 31st day of May in the year next following, both inclusive;
- (b) Schedule 2 from the 15th day of October in any year to the 21st day of May in the year next following, both inclusive;
- (c) Schedule 3 from the 25th day of October in the year next following, both inclusive;
- (d) paragraph 1 of Schedule 4 from the 25th day of October in any year to the 10th day of May in the year next following, both inclusive; and
- (e) paragraph 2 of Schedule 4 from the 25th day of October in any year to the 30th day of April in the year next following, both inclusive. O. Reg. 612/74, s. 6; O. Reg. 384/76, s. 1; O. Reg. 788/78, s. 4.

## OPEN SEASON FOR BADGER

9. Badger may be trapped, hunted or possessed in the parts of Ontario described in Schedules 1, 2, 3 and 4 from the 25th day of October to the 31st day of December in any year, both inclusive. O. Reg. 645/79, s. 1.

## Schedule 1

Beginning at the intersection of the centre line of the most northerly east-west line of the Canadian National Railway Company with Interprovincial Boundary between Ontario and Quebec; thence in a westerly direction following that centre line to the intersection with the Interprovincial Boundary between Ontario and Manitoba; thence in a northerly and northeasterly direction following that boundary to the water's edge of Hudson Bay; thence in a general southeasterly direction following that water's edge and the water's edge of James Bay to the Interprovincial Boundary between Ontario and Quebec; thence southerly along that boundary to the place of beginning. O. Reg. 612/74, Sched. 1.

## Schedule 2

Beginning at the intersection of the centre line of the right of way of the most northerly east-west line of the Canadian National Railway Company with the northerly production of the centre line of the right of way of the Algoma Central Railway; thence in a westerly direction following the centre line of the said Canadian National Railway Company to the intersection with the Interprovincial Boundary between Ontario and Manitoba; thence southerly along that Interprovincial Boundary to the International Boundary between Canada and the United States of America; thence in a southeasterly, northeasterly and southeasterly direction along that International Boundary to intersect longitude  $85^{\circ} 30'$ ; thence in a northeasterly direction to the centre line of the right of way of the Algoma Central Railway in the Dispersed Rural Community of Michipicoten; thence in a northeasterly direction along the said centre line and its northerly production to the place of beginning. O. Reg. 813/79, s. 1, *part*.

## Schedule 3

Beginning at the intersection of the Interprovincial Boundary between Ontario and Quebec with the centre line of the right of way of the most northerly east-west line of the Canadian National Railway Company; thence in a southerly and southeasterly direction along the said Interprovincial Boundary to the confluence with the Mattawa and Ottawa rivers; thence in a general westerly direction following the centre line of the main channel of the Mattawa River and its expansions to the easterly production of the northerly boundary of the Geographic Township of West Ferris; thence in a westerly direction following the said easterly production and the northerly boundary of the Geographic Township of West Ferris and its westerly production to the easterly shore of Lake Nipissing; thence in a southerly direction along that easterly shore

to the intersection with the westerly production of the southerly boundary of the Geographic Township of West Ferris; thence westerly across Lake Nipissing in a straight line to a point in the middle of the main channel of the French River south of and off the easterly end of Blueberry Island; thence southwesterly along the centre lines of the main channel of the French River and that channel of the French River to the north of Okikendawt Island and along that channel of the French River that lies adjacent to the south boundaries of the geographic townships of Scollard, Mason, Bigwood, Allen and Struthers to the southerly production of the easterly boundary of the Geographic Township of Travers; thence northerly along that production to the water's edge of that channel; thence southwesterly, westerly and southwesterly following the water's edge of that channel to the southerly production of the easterly boundary of the Geographic Township of Humboldt; thence south astronomically 64.374 kilometres; thence west astronomically to the International Boundary between Canada and the United States; thence in a northwesterly direction following that International Boundary to intersect longitude  $85^{\circ} 30'$ ; thence in a northeasterly direction to the centre line of the right of way of the Algoma Central Railway in the Dispersed Rural Community of Michipicoten; thence in a northeasterly direction along the said centre line and its northerly production to the centre line of the right of way of the most northerly east-west line of the Canadian National Railway Company; thence in a southeasterly direction along that centre line to the place of beginning. O. Reg. 813/79, s. 1, *part*.

## Schedule 4

All those parts of the Province of Ontario described as follows:

1. Beginning at the confluence of the Mattawa and Ottawa rivers at the Interprovincial Boundary between Ontario and Quebec; thence in a general westerly direction following the centre of the main channel of the Mattawa River and its expansions to the easterly production of the northerly boundary of the Geographic Township of West Ferris; thence in a westerly direction following that easterly production and the northerly boundary of the Geographic Township of West Ferris and its westerly production to the easterly shore of Lake Nipissing; thence in a southerly direction along that easterly shore to the intersection with the westerly production of the southerly boundary of the Geographic Township of West Ferris; thence westerly across Lake Nipissing in a straight line to a point in the middle of the main channel of the French River south of and off the easterly end of Blueberry Island; thence southwesterly along the centre lines of the main channel of the French River and that channel of the French River to the north of Okikendawt Island and along that channel of the French River that lies adjacent to south boundaries of the geographic townships of Scollard, Mason, Bigwood, Allen and Struthers to the south-



erly production of the easterly boundary of the Geographic Township of Travers; thence northerly along that production to the water's edge of the last-mentioned channel; thence southwesterly, westerly and southwesterly following the water's edge of that channel to the southerly production of the easterly boundary of the Geographic Township of Humboldt; thence south astronomically 40 miles; thence southeasterly in a straight line to the intersection of longitude 80° 30' with latitude 45° 00'; thence southeasterly in a straight line to the most northerly extremity of Giant Tomb Island; thence southeasterly in a straight line to the most northerly extremity of Mennicognashene Island; thence northeasterly in a straight line to the northwesterly corner of that part of the Township of Georgian Bay that was formerly the Geographic Township of Baxter; thence in a southerly and northeasterly direction along the westerly and southerly boundary of that part of the Township of Georgian Bay that was formerly the Geographic Township of Baxter to the centre line of that part of the King's Highway known as No. 103; thence southerly along that centre line to the centre line of Gloucester Pool; thence in a northeasterly and southeasterly direction along the centre line of Gloucester Pool, the Severn River, Sparrow Lake and the Severn River to the centre line of the right of way of that part of the King's Highway known as No. 11; thence southerly along that centre line to the centre line of that part of the King's Highway known as No. 69; thence southerly along that centre line to the centre line of County Road No. 45; thence easterly along that centre line to the centre line of that part of the King's Highway known as No. 503; thence easterly along that centre line to the centre line of that part of the King's Highway known as No. 121; thence easterly along that centre line to the centre line of that part of the King's Highway known as No. 500; thence easterly along that centre line to the centre line of that part of the King's Highway known as No. 41; thence easterly along that centre line to the centre line of that part of the King's Highway known as No. 132; thence easterly along that centre line to the centre line of that part of the King's Highway known as No. 17; thence southeasterly along that centre line to the centre line of that part of the King's Highway known as No. 29; thence north astronomically to the Interprovincial Boundary between Ontario and Quebec; thence northwesterly along that Boundary to the place of beginning.

Together with all the islands lying opposite to the westerly boundary of that part of the Township of Georgian Bay that was formerly the Geographic Township of Baxter, in The District Municipality of Muskoka.

2. Beginning at an angle between Cockburn Island and Drummond Island in the International

Boundary between Canada and the United States of America; thence in a southeasterly direction along that Boundary to a line drawn west astronomically from a point distant 40 miles measured south astronomically from the southeasterly corner of the Geographic Township of Humboldt; thence west astronomically to that point; thence southeasterly in a straight line to the intersection of longitude 80° 30' with latitude 45° 00'; thence southeasterly in a straight line to the most northerly extremity of Giant Tomb Island; thence southeasterly in a straight line to the most northerly extremity of Mennicognashene Island; thence northeasterly in a straight line to the northwesterly corner of that part of the Township of Georgian Bay that was formerly the Geographic Township of Baxter; thence in a southerly and northeasterly direction along the westerly and southerly boundary of that part of the Township of Georgian Bay that was formerly the Geographic Township of Baxter to the centre line of that part of the King's Highway known as No. 103; thence southerly along that centre line to the centre line of Gloucester Pool; thence in a northeasterly and southeasterly direction along the centre line of Gloucester Pool, the Severn River, Sparrow Lake and the Severn River to the centre line of the right of way of that part of the King's Highway known as No. 11; thence southerly along that centre line to the centre line of that part of the King's Highway known as No. 69; thence southerly along that centre line to the centre line of County Road No. 45; thence easterly along that centre line to the centre line of that part of the King's Highway known as No. 503; thence easterly along that centre line to the centre line of that part of the King's Highway known as No. 121; thence easterly along that centre line to the centre line of that part of the King's Highway known as No. 500; thence easterly along that centre line to the centre line of that part of the King's Highway known as No. 41; thence easterly along that centre line to the centre line of that part of the King's Highway known as No. 132; thence easterly along that centre line to the centre line of that part of the King's Highway known as No. 17; thence southeasterly along that centre line to the centre line of that part of the King's Highway known as No. 29; thence north astronomically to the Interprovincial Boundary between Ontario and Quebec; thence in a southeasterly direction along that Boundary to the intersection with the International Boundary between Canada and the United States of America; thence in a general westerly and northerly direction along that Boundary to the place of beginning.

Excluding all the islands lying opposite to the westerly boundary of that part of the Township of Georgian Bay that was formerly the Geographic Township of Baxter, in The District Municipality of Muskoka. O. Reg. 384/76, s. 2.



## REGULATION 428

### under the Game and Fish Act

#### OPEN SEASONS—MOOSE AND DEER

1. This Regulation is subject to Regulation 409 of Revised Regulations of Ontario, 1980 and does not apply to provincial parks other than that part of Algonquin Provincial Park situate in the geographic townships of Bruton and Clyde in the Provisional County of Haliburton. O. Reg. 405/78, s. 2.

2. For the purpose of this Regulation, Ontario is divided into parts described and enumerated in Schedule 1. O. Reg. 405/78, s. 3.

3. In this Regulation, unless otherwise specified, whenever an open season is set out, the open season includes both the date of commencement and the date of termination. O. Reg. 405/78, s. 4.

#### OPEN SEASON FOR MOOSE

4.—(1) In this section “hunting in a party” means hunting in a party of two or three persons who each have a valid licence to hunt moose and who have agreed to hunt moose co-operatively during a period in an area that can reasonably be hunted by such persons during the period so that the intended objective of the hunt can be achieved. O. Reg. 449/80, s. 1, *part*.

(2) The holder of a resident's licence to hunt moose may hunt moose only while hunting in a party in any part of Ontario specified in Column 1 of an item of Schedule 2 during the open season specified in Column 2 of the item.

(3) The holder of a non-resident's licence to hunt moose may hunt moose only while hunting in a party in any part of Ontario specified in Column 1 of an item of Schedule 2 during the open season specified in Column 3 of the item.

(4) Not more than one moose shall be taken or possessed by persons hunting in a party. O. Reg. 243/80, s. 2, *part*.

(5) Where a moose is killed by a person hunting in a party, there shall be attached forthwith to the tendon of one of the hind legs of the moose,

(a) the seal provided with the licence to hunt moose held by such person; and

(b) the seal provided with the licence to hunt moose held by any one of the other persons hunting in a party. O. Reg. 1029/80, s. 1 (1).

(6) The seals attached to the moose in accordance with subsection (5) shall be kept attached to the moose in the manner prescribed while the moose is being transported. O. Reg. 1029/80, s. 1 (2).

5.—(1) The holder of a resident's licence to hunt moose may hunt moose in any part of Ontario specified in Column 1 of an item of Schedule 3 during the open season specified in Column 2 of the item subject to the conditions set out in Column 4 of the item.

(2) The holder of a non-resident's licence to hunt moose may hunt moose in any part of Ontario specified in Column 1 of an item of Schedule 3 during the open season specified in Column 3 of the item subject to the conditions set out in Column 4 of the item.

(3) No person shall take or possess more than one moose while hunting moose in any part of Ontario specified in Column 1 of an item of Schedule 3 during the open season specified in Column 2 or 3 of the item as the case may be. O. Reg. 243/80, s. 2, *part*.

#### OPEN SEASON FOR DEER

6. Subject to subsection 7 (4), no person shall during the open season therefor take or possess more than one deer. O. Reg. 521/80, s. 1, *part*.

7.—(1) In this section and section 8 “hunting in a party” means hunting in a party of two or more persons who each have a valid licence to hunt deer and who have agreed to hunt deer co-operatively during a period in an area that can reasonably be hunted by such persons during the period so that the intended objective of the hunt can be achieved.

(2) No person, other than the holder of a licence in Form 1 or 2 of Regulation 420 of Revised Regulations of Ontario, 1980 that is valid for hunting deer that,

(a) do not have antlers; or

(b) have antlers both of which are less than 7.5 centimetres in length,

shall take such deer or affix thereto the seal provided with his licence.

(3) Subject to subsection (4), the holder of a licence in Form 1, 2 or 7 of Regulation 420 of Revised Regulations of Ontario, 1980 may hunt deer that have one or both antlers that are 7.5 centimetres or more in length while hunting in a party during the open season for deer in any part of Ontario.

(4) Where persons are hunting in a party for deer that have one or both antlers that are 7.5-centimetres or more in length, any one of such persons may take or possess the number of deer that may be hunted while hunting in a party that is equal to the number of seals

provided with the licences to hunt deer and held by such persons, but the total number of deer taken or possessed by the persons hunting in a party shall not exceed the total number of such seals. O. Reg. 521/80, s. 1, *part*.

8. The holder of a licence in Form 1 or 2 of Regulation 420 of Revised Regulations of Ontario, 1980 that is valid for hunting deer that,

(a) do not have antlers; or

(b) have antlers both of which are less than 7.5 centimetres in length,

may hunt deer that have one or both antlers that are 7.5 centimetres or more in length during the open season therefor while hunting in a party after he has taken a

deer referred to in clause (a) or (b) and affixed thereto the seal provided with his licence. O. Reg. 521/80, s. 1, *part*.

9. The holder of a licence in Form 1 or 2 of Regulation 420 of Revised Regulations of Ontario, 1980 may hunt deer in the part of Ontario specified in Column 1 of an item of Schedule 4 during the open season specified in Column 2 of the item subject to the conditions set out in Column 4 of the item. O. Reg. 521/80, s. 1, *part*.

10. The holder of a licence in Form 7 of Regulation 420 of Revised Regulations of Ontario, 1980 may hunt deer in the part of Ontario specified in Column 1 of an item of Schedule 4 during the open season specified in Column 3 of the item subject to the conditions set out in Column 4 of the item. O. Reg. 521/80, s. 1, *part*.

## Schedule 1

## Part 1

All those lands in the Territorial District of Kenora (Patricia Portion) in the Province of Ontario described as follows:

Beginning at the intersection of the Interprovincial Boundary between Ontario and Manitoba with the water's edge along the southerly shore of Hudson Bay; thence in a southwesterly and southerly direction along that Interprovincial Boundary to the centre line of Moar Lake; thence in an easterly, northeasterly and southeasterly direction along the centre line of Moar Lake and the main channel of the Berens River System composed of Sharpstone Lake, Stout Lake, Pikangikum Lake, Berens Lake and Nechigona Lake to the centre line of Goose Lake; thence easterly and northerly along the centre line of Goose Lake and the most northerly bay of Goose Lake to the intersection with the 11th Base Line; thence easterly along that base line to the centre line of the Wabassi River; thence easterly along that centre line to the centre line of the Albany River; thence in a southeasterly and north-easterly direction following that centre line and the centre line of the southerly channel of that river lying southerly of the islands at the mouth of the Albany River to the confluence with the waters of James Bay; thence in a northerly and northwesterly direction following the water's edge of James Bay and Hudson Bay to the place of beginning.

## Part 2

All those lands in the Territorial District of Kenora (Patricia Portion) in the Province of Ontario described as follows:

Beginning at the intersection of the Interprovincial Boundary between Ontario and Manitoba with the 7th Base Line; thence easterly along that base line to the centre line of the Sturgeon River flowing through Fletcher Lake; thence in a northeasterly and northerly direction along the centre line of the Sturgeon River flowing through Fletcher Lake, Roger Lake and Right Lake to the centre line of Sydney Lake; thence in a northeasterly direction along that centre line to the centre line of the most northeasterly bay of Sydney Lake; thence along that centre line to the intersection with the high-water mark on the most northeasterly bay of Sydney Lake; thence continuing in a northeasterly direction along connecting waterways and portages to the intersection with the high-water mark on the south shore of Longlegged Lake; thence in a northeasterly direction across Longlegged Lake to a small stream draining into the said lake; thence in a northerly direction along portages and interconnecting waters to the intersection with the high-water mark on the most southerly extremity of Upper Medicine Stone Lake; thence in a general northeasterly direction along the centre line of Upper Medicine Stone Lake to the southerly production of the centre line of the



stream connecting Upper Medicine Stone Lake and Medicine Stone Lake; thence northerly along that production and the centre line of that stream and its northerly production across Medicine Stone Lake to a stream flowing into Tack Lake; thence northerly along that stream, the centre line of Tack Lake and the stream connecting Tack Lake and Parker Lake, the centre line of Parker Lake and the northeasterly production of the centre line of Parker Lake to the centre line of Red Lake; thence in a general westerly and north-westerly direction along the centre line of Red Lake through Middle Narrows, Pipestone Narrows and Pipestone Bay to the intersection with the high-water mark along the northerly shore of Pipestone Bay; thence easterly in a straight line to the intersection with the high-water mark at the most westerly extremity of Hammell Lake; thence in a northeasterly direction along the centre line of Hammell Lake to the intersection with the high-water mark at the most northerly extremity of Hammell Lake; thence northerly in a straight line to the intersection with the high-water mark at the most southwesterly extremity of Alford Lake; thence in a southeasterly, northeasterly and northwesterly direction along the centre line of interconnecting waters composed of Alford Lake, Corallen Lake and Little Vermillion Lake to the intersection with the southeasterly production of the centre line of the Chukuni River; thence in a northwesterly and northerly direction along that production and the centre line of the Chukuni River composed of Rathouse Lake and Odin Lake to the intersection with the high-water mark at the most northwesterly extremity of Odin Lake; thence northwesterly in a straight line to the intersection with the high-water mark at the most southerly extremity of Borel Lake; thence in a northerly direction along the centre line of Borel Lake to the intersection with the centre line of the Dowling River; thence in a northeasterly and northerly direction along the centre line of the Dowling River composed of Harding Lake, Hornblendite Lake, Dowling Lake and Pikangikum Lake to the intersection with the southeasterly production of the centre line of the main channel of the Berens River; thence in a northwesterly, westerly and southwesterly direction along that production and the centre line of the main channel of the Berens River composed of Stout Lake and Sharpstone Lake to the centre line of Moar Lake; thence westerly along that centre line to the intersection with the Interprovincial Boundary between Ontario and Manitoba; thence southerly along the Interprovincial Boundary between Ontario and Manitoba to the place of beginning.

### Part 3

All those lands in the Territorial District of Kenora (Patricia Portion) in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of the Sturgeon River flowing through Fletcher Lake with the 7th Base Line; thence easterly along that base line to the intersection with the centre line of the English River; thence in a northeasterly direction along that centre line composed of Oak Lake, Wilcox Lake, Goose Lake, Wegg Lake, Barnston Lake and Camping Lake to the intersection with the centre line of that part of the King's Highway known as No. 105; thence in a northerly direction along that centre line to

the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 657; thence in a northeasterly direction along that centre line to the intersection with the centre line of the right of way of Ontario Hydro in the geographic Township of Knott; thence in a northeasterly and northerly direction along that centre line to the intersection with the high-water mark on the easterly shore of Shabumeni Lake; thence in a northerly direction along that high-water mark, along the stream between Little Shabumeni Lake and Shabumeni Lake and the high-water mark of Little Shabumeni Lake to the most northerly extremity of Little Shabumeni Lake; thence northwesterly in a straight line to the intersection with the high-water mark along the most southeasterly extremity of Mainprize Lake; thence in a northerly direction along the centre line of Mainprize Lake to the intersection with the centre line of the Berens River; thence in a northerly, northwesterly and westerly direction along that centre line composed of Southwest Lake, Upper Goose Lake, Mamakwash Lake, Goose Lake, Berens Lake and Pikangikum Lake to the intersection with the centre line of Pikangikum Lake; thence in a southerly direction along that centre line to the intersection with the centre line of the Dowling River; thence in a southerly and westerly direction along that centre line composed of Dowling Lake, Hornblendite Lake, Harding Lake and Borel Lake to the intersection with the high-water mark along the most southerly extremity of Borel Lake; thence in a southeasterly direction along a straight line to the intersection of the high-water mark along the most northwesterly extremity of Odin Lake; thence in a southerly direction along the centre line of Odin Lake to the intersection with the centre line of the Chukuni River; thence in a southeasterly direction along that centre line composed of Rathouse Lake and the southeasterly production of the Chukuni River to the centre line of Little Vermillion Lake; thence in a southwesterly direction along that centre line and the centre line of inter-connecting waters composed of Corallen Lake and Alford Lake to the intersection with the high-water mark along the most southwesterly extremity of Alford Lake; thence southerly in a straight line to the intersection with the high-water mark along the most northerly extremity of Hammell Lake; thence in a southwesterly direction along the centre line of Hammell Lake to the most westerly extremity thereof; thence westerly in a straight line to the high-water mark along the most northeasterly extremity of Pipestone Bay; thence in a southerly, easterly and southerly direction along the centre line of Pipestone Bay, Pipestone Narrows and Middle Narrows of Red Lake and Red Lake to the northeasterly production of the centre line of Parker Lake; thence southwesterly along that production and the centre line of Parker Lake, the stream connecting Parker Lake and Tack Lake, and the centre line of Tack Lake, to the stream between Tack Lake and Medicine Stone Lake; thence southerly along that stream and its southerly production across Medicine Stone Lake to the stream between Medicine Stone Lake and Upper Medicine Stone Lake; thence southerly along that stream and its southerly production to the centre line of Upper Medicine Stone Lake; thence in a southwesterly direction along the centre line of Upper Medicine Stone Lake to the most southwesterly extremity thereof; thence in a southerly direction along connecting waterways and portages to a stream flowing into Longlegged Lake; thence southwesterly across Longlegged Lake to and along portages and waterways to the most northeasterly bay of Sydney Lake; thence southwesterly along the centre line of the most northeasterly bay of Sydney Lake,

the centre line of Sydney Lake and the centre line of the Sturgeon River composed of Right Lake and Roger Lake to the centre line of Fletcher Lake; thence southwesterly along that centre line to the place of beginning.

#### Part 4

All those lands in the Territorial District of Kenora (Patricia Portion) in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 105 with the centre line of the English River; thence easterly along that centre line and the easterly production of that centre line to the centre line of Lac Seul; thence in a southeasterly and easterly direction along that centre line through Shanty Narrows, Poplar Narrows, Manitou Narrows and Sen Bay and Bindo Lake to the most easterly extremity of Bindo Lake; thence southeasterly to the most northerly extremity of Stranger Lake; thence in a southwesterly direction along the centre line of Stranger Lake, the creek between McDougall Bay of Marchington Lake and Stranger Lake and McDougall Bay to the most southwesterly extremity thereof; thence south astronomically to the centre line of the right of way of the Canadian National Railway Company; thence easterly along that centre line to the connecting waters between Singapore Lake and Tawatina Lake; thence in a northeasterly direction along the centre line of that stream, Tawatina Lake, Tawatina River and Lewis Lake to the portage at the northerly limit of Lewis Lake; thence northeasterly along that portage to the southerly extremity of Farrington Lake; thence in a northerly and westerly direction along the centre line of Farrington Lake and Schist Lake, both forming part of the Marchington River, to a stream flowing from Runway Lake; thence northeasterly along that stream to the most southerly extremity of Runway Lake; thence in a westerly direction along small lakes and portages to the most southerly extremity of Moose Lake; thence in a northeasterly direction along the centre line of Moose Lake, Moose Creek and Elam Lake to the most southerly bay of Ragged Wood Lake; thence westerly and northerly along the centre line of the most southerly bay of Ragged Wood Lake, the connecting waters between the most southerly bay of Ragged Wood Lake and Mask Lake, and Mask Lake to the centre line of the Vermilion River; thence northerly and westerly along that centre line, the waters connecting the Vermilion River and Enrae Lake, and Enrae Lake to the high-water mark along the northerly bank of the waters connecting Enrae Lake and Sleen Lake; thence westerly along that high-water mark and the high-water mark along the northerly shore of Sleen Lake to the most northerly extremity of Sleen Lake; thence westerly in a straight line to the most southerly extremity of McNeely Lake; thence in a northeasterly direction along the centre lines of McNeely Lake, Free Creek, Adamhay Lake, Root River, Root Bay and the West Channel of Lake St. Joseph, Blackstone Lake, Roadhouse Lake, Bamaji Lake and North Bamaji Lake to the centre line of the right of way of Ontario Hydro at Slate Falls; thence in a westerly direction along that centre line to the intersection with the centre line of the north-south right of way of Ontario Hydro in the geographic Township of Dent; thence in a southwesterly direction along that centre line



to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 657; thence in a westerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 105; thence in a southeasterly direction along that centre line to the place of beginning.

### Part 5

All those lands in the Territorial District of Kenora in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of the right of way of the Canadian National Railway Company with the centre line of that part of the King's Highway known as Secondary Highway No. 647 in the Town of McIntosh; thence in a southeasterly direction along the centre line of that King's Highway to the intersection with the southwesterly production of the centre line of Smellie Lake; thence in a northeasterly direction along that production and the centre line of Smellie Lake and along the centre line of the stream connecting Smellie Lake and Bowden Lake to the intersection with the centre line of the right of way of the Canadian National Railway Company; thence in an easterly direction along that centre line to the intersection with the westerly boundary of the geographic Township of Breithaupt; thence southerly and easterly along the westerly and southerly boundaries of that township to the northeasterly corner of the geographic Township of Drope; thence southerly along the easterly boundary of the geographic townships of Drope and Brownridge to the southeast corner of the geographic Township of Brownridge; thence easterly along the southerly boundary of the geographic Township of Laval to the northwest corner of the geographic Township of Hartman; thence southerly and easterly along the westerly and southerly boundary of that township to the intersection with the centre line of that part of the King's Highway known as No. 72; thence in a southwesterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 17; thence in a southeasterly direction along that centre line to the intersection with the easterly boundary of the geographic Township of Hodgson; thence northerly along that boundary, the easterly boundary of the geographic Township of Hyndman and the production of that boundary to the intersection with the centre line of the stream flowing into Basket Lake; thence in a northeasterly direction along that centre line to the intersection of the high-water mark at the most southerly extremity of Basket Lake; thence in a northerly and northeasterly direction along the centre line of that lake to the intersection with the high-water mark of the most northeasterly bay of that lake; thence northerly in a straight line to the intersection with the high-water mark of the most southwesterly lake connecting with the Amik River; thence northerly along the centre line of that lake to the intersection with the centre line of the Amik River; thence in a northerly and northeasterly direction along that centre line composed of Amik Lake and Loggers Lake to the intersection with the centre line of the English River; thence in an easterly direction along that centre line composed of Flying Loon Lake and Jarvis Lake to the intersection with the centre line of Jarvis Lake; thence in a northeasterly

direction along that centre line to the intersection with the high-water mark at the most northerly extremity of that lake; thence northerly along a straight line to the intersection with the high-water mark at the most westerly extremity of Lake of Bays; thence in a northeasterly and northwesterly direction along a centre line connecting Lake of Bays, Lake of Bays River, Conver Lake and Singapore Lake to the intersection of the connecting waters between Singapore Lake and Tawatina Lake with the centre line of the right of way of the Canadian National Railway Company; thence westerly along that centre line to a line drawn south astronomically from the most southwesterly extremity of McDougall Bay; thence north astronomically along that line to the southwesterly extremity of McDougall Bay; thence northeasterly along the centre line of McDougall Bay, the stream between McDougall Bay and Stranger Lake, and the centre line of Stranger Lake to the most northerly extremity thereof; thence northwesterly to the most easterly extremity of Bindo Lake; thence westerly and northerly along the centre line of Bindo Lake to the centre line of Sen Bay of Lac Seul; thence in a westerly and northwesterly direction along the centre line of Sen Bay and the centre line of Lac Seul composed of Manitou Narrows, Poplar Narrows and Shanty Narrows to the easterly production of the centre line of the English River; thence westerly along that production in a southwesterly, southerly and southeasterly direction along the centre line of the English River composed of Camping Lake, Barnston Lake, Wegg Lake, Goose Lake, Wilcox Lake, Oak Lake, Maynard Lake, Tide Lake and Ball Lake and the Wabigoon River composed of Segise Lake and Canyon River to the most northerly extremity of Outlet Bay of Canyon Lake; thence in a southerly and easterly direction along the centre line of Outlet Bay and Canyon Lake to the intersection with a straight line extending northerly from the high-water mark of Canyon Lake at the Town of McIntosh; thence southerly along that straight line to the place of beginning.

#### Part 6

All those lands in the territorial districts of Kenora and Kenora (Patricia Portion) in the Province of Ontario described as follows:

Beginning at the intersection of the Interprovincial Boundary between Ontario and Manitoba with the centre line of the right of way of the Canadian National Railway Company; thence easterly along that centre line to the intersection with a straight line extending southerly from the high-water mark of Canyon Lake at the Town of McIntosh; thence northerly along that straight line to the intersection of the high-water mark of Canyon Lake; thence northwesterly, northerly and westerly along a centre line connecting Canyon Lake, Outlet Bay, Canyon River, Segise Lake and the Wabigoon River to the intersection with the centre line of the English River System; thence in a northwesterly, northeasterly and northerly direction along that centre line composed of Ball Lake, Tide Lake and Maynard Lake to the intersection with the 7th Base Line; thence westerly along that base line to the intersection with the Interprovincial Boundary between Ontario and Manitoba; thence southerly along that Interprovincial Boundary to the place of beginning.



## Part 7

All those lands in the territorial districts of Kenora and Rainy River described in Parts 7A. and 7B.

## Part 7A.

Aulneau Peninsula west of Turtle Portage excluding all off-shore islands in Lake of the Woods.

## Part 7B.

Beginning at the intersection of the Interprovincial Boundary between Ontario and Manitoba with the International Boundary between Canada and the United States of America; thence easterly and southerly along that boundary to the intersection with latitude 49°00'; thence easterly along that latitude to the intersection with the high-water mark on the easterly shore of Lake of the Woods; thence northerly following that high-water mark to the intersection with the centre line of a road known as No. 4; thence easterly along that road to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 619; thence southerly along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 600; thence easterly along that centre line to the intersection with the centre line of the southerly production of a road running north and east across the geographic townships of Dewart, Rowe and Menary; thence northerly and easterly along that production and that centre line to the intersection with the centre line of that part of the King's Highway known as No. 71; thence northerly along that centre line to the intersection with the centre line of Regina Bay of Lake of the Woods at Sioux Narrows; thence easterly along that centre line and its easterly production to the centre line of Dogpaw Lake; thence easterly, northerly and westerly along the centre lines of lakes and connecting waterways composed of Dogpaw Lake, Caviar Lake, Denmark Lake, Atikwa Lake, Populus Lake and Betula Lake to the intersection with the high-water mark on the westerly shore of the most westerly extremity of Betula Lake; thence westerly in a straight line to the intersection with the high-water mark on the easterly shore of the most easterly extremity of Warclub Lake; thence westerly, northerly and easterly along the centre line of Warclub Lake, Dryberry Lake, Point Bay, Point Lake, Teggau Lake and Vermilion Bay to the intersection with the high-water mark on the northerly shore of Vermilion Bay at the Town of Vermilion Bay; thence northerly in a straight line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 647; thence northwesterly along that centre line to the intersection with the centre line of the right of way of the Canadian National Railway Company; thence westerly along that centre line to the intersection with the Interprovincial Boundary between Ontario and Manitoba; thence southerly along that boundary to the place of beginning.

Saving and excepting therefrom all those lands known as Aulneau Peninsula west of Turtle Portage excluding all off-shore islands in Lake of the Woods.

## Part 8

All those lands in the Territorial District of Kenora in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 17 with the centre line of that part of the King's Highway known as Secondary Highway No. 647; thence northwesterly along the centre line of that part of the King's Highway known as Secondary Highway No. 647 to the intersection with the southwesterly production of the centre line of Smellie Lake; thence in a northeasterly direction along that production and the centre line of Smellie Lake, along the centre line of the stream connecting Smellie Lake and Bowden Lake to the intersection with the centre line of the right of way of the Canadian National Railway Company; thence easterly along that centre line to the intersection with the westerly boundary of the geographic Township of Breithaupt; thence southerly and easterly along the westerly and southerly boundaries of that township to the northeast corner of the geographic Township of Drope; thence southerly along the easterly boundaries of the geographic townships of Drope and Brownridge to the southeast corner of the geographic Township of Brownridge; thence easterly along the southerly boundary of the geographic Township of Laval to the northwest corner of the geographic Township of Hartman; thence southerly and easterly along the westerly and southerly boundary of that township to the intersection with the centre line of that part of the King's Highway known as No. 72; thence southwesterly along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 17; thence southeasterly along that centre line to the intersection with the centre line of McKenzie Creek; thence westerly, southwesterly and southerly along that centre line and connecting waters composed of McKenzie Creek, Dinorwic Lake, Stanawan Bay, Minnehaha Lake and Peak Lake to the intersection with the production of the centre line of the portage between Peak Lake and Sasakwei Lake; thence westerly along that centre line to the intersection with the centre line of Sasakwei Lake; thence southerly along that centre line and connecting waters and portage composed of Sasakwei Lake and Kabagukski Lake to the intersection with the easterly production of a straight line from the most northerly extremity of Trafalgar Bay of Upper Manitou Lake; thence westerly along that straight line to the intersection with the centre line of Trafalgar Bay; thence southwesterly, northwesterly, westerly and northerly along that centre line and connecting waters and portage composed of Upper Manitou Lake, Manitou Straits, Lower Manitou Lake, Calder Lake, Syndicate Lake, Picture Narrows Lake, Cleftrock Lake, Pan Lake, Lawrence Lake, Hill Lake, Brooks Bay, Rowan Lake, Denmark Lake, Atikwa Lake, Populus Lake and Betula Lake to the intersection with the high-water mark on the westerly shore of the most westerly extremity of Betula Lake; thence westerly in a straight line to the intersection with the high-water mark on the easterly shore of the most easterly extremity of Warclub Lake; thence westerly, northerly and easterly along the centre line of Warclub Lake and connecting waters composed of Warclub Lake, Dryberry Lake, Point Bay, Point Lake, Teggau Lake and Vermilion Bay to the intersection with the high-water mark on the northerly shore of Vermilion Bay at the Dispersed Rural Community of Vermilion Bay; thence northerly in a straight line to the place of beginning.

## Part 9

All those lands in the territorial districts of Kenora and Rainy River described in Parts 9A. and 9B.

## Part 9A.

Beginning at the intersection of that part of the King's Highway known as No. 17 with the centre line of McKenzie Creek; thence westerly, south-westerly and southerly along the centre line of McKenzie Creek and connecting waters composed of McKenzie Creek, Dinorwic Lake, Stanawan Bay, Minnehaha Lake and Peak Lake to the intersection with the production of the centre line of the portage between Peak Lake and Sasakwei Lake; thence westerly along that centre line to the intersection with the centre line of Sasakwei Lake; thence southerly along that centre line and connecting waters and portages composed of Sasakwei Lake and Kabagukski Lake to the intersection with the easterly production of a straight line from the most northerly extremity of Trafalgar Bay of Upper Manitou Lake; thence westerly along that straight line to the intersection with the centre line of Trafalgar Bay; thence southwesterly, northwesterly, westerly and northerly along the centre line of lakes, connecting waters and portage composed of Upper Manitou Lake, Manitou Straits, Lower Manitou Lake, Calder Lake, Syndicate Lake, Picture Narrows Lake, Clefrock Lake, Pan Lake, Lawrence Lake, Hill Lake, Brooks Bay, Rowan Lake, Denmark Lake, Caviar Lake, Dogpaw River, Dogpaw Lake, the westerly production of the centre line of Dogpaw Lake and Regina Bay of Lake of the Woods to the intersection with the centre line of that part of the King's Highway known as No. 71 at Sioux Narrows; thence in a southerly direction along that centre line to the intersection with the southerly boundary of the Territorial District of Kenora; thence in an easterly direction along that boundary to the intersection with the centre line of Eltrut Lake, being part of the Turtle River System; thence in a northerly, easterly and northeasterly direction along the centre line of that river system composed of Eltrut Lake, Jones Lake, Pekagoning Lake, Bending Lake and Bending Creek to the intersection with the southerly boundary of the geographic Township of Hodgson; thence easterly along that boundary to the intersection with the centre line of Revell Lake; thence northerly along that centre line to the intersection with the centre line of the Revell River; thence northerly along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 17; thence northwesterly along that centre line to the place of beginning.

## Part 9B.

Beginning at the intersection of the northerly boundary of the Territorial District of Rainy River with the centre line of that part of the King's Highway known as No. 71; thence in a southerly direction along that centre line to the intersection with the centre line of a road known as Camp 404 Road; thence easterly along that centre line to the intersection with the centre line of the right of way of Ontario Hydro; thence southeasterly along that centre line to the intersection with the westerly production of the southerly boundary of Indian Reserve 16A; thence easterly along that production and that southerly



boundary to the intersection with the high-water mark on the westerly shore of Sand Bay of Rainy Lake; thence in a northeasterly and northerly direction along that high-water mark to the intersection with the centre line of that part of the King's Highway known as No. 11; thence in an easterly direction along that centre line to the intersection with a straight line drawn south from the most easterly extremity of Little Turtle Lake; thence northerly along that straight line to the high-water mark of that extremity of Little Turtle Lake; thence westerly, northeasterly, northerly and easterly along the centre line of that part of the Turtle River System composed of Little Turtle Lake, Turtle River, Robinson Lake and Eltrut Lake to the intersection with the northerly boundary of the Territorial District of Rainy River; thence westerly along that boundary to the place of beginning.

#### Part 10

All those lands in the Territorial District of Rainy River in the Province of Ontario described as follows:

Beginning at the intersection of the International Boundary between the United States of America and Canada with latitude 49°00'; thence easterly along that latitude to the intersection with the high-water mark on the easterly shore of Lake of the Woods; thence northerly following that high-water mark to the intersection with the centre line of a road known as No. 4; thence easterly along that road to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 619; thence southerly along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 600; thence easterly along that centre line to the intersection with the centre line of the southerly production of a road running north, east and west across the geographic townships of Dewart, Rowe and Menary; thence northerly and easterly along that production and that centre line to the intersection with the centre line of that part of the King's Highway known as No. 71; thence continuing easterly along the centre line of a road known as Camp 404 Road to the intersection with the centre line of the right of way of Ontario Hydro; thence southeasterly along that centre line to the intersection with the westerly production of the southerly boundary of Indian Reserve 16A; thence easterly along that production and that southerly boundary to the intersection with the high-water mark on the westerly shore of Sand Bay of Rainy Lake; thence southerly along that high-water mark to the intersection with the centre line of the right of way of the former Duluth, Winnipeg and Pacific Railway Company, now the right of way of the Canadian National Railway Company; thence easterly along that centre line to the intersection with the International Boundary between the United States of America and Canada; thence westerly, southerly and northerly along that boundary to the place of beginning.

#### Part 11

All those lands in the territorial districts of Rainy River and Thunder Bay described in Parts 11A. and 11B.

## Part 11A.

Beginning at the intersection of the centre line of the right of way of the former Duluth, Winnipeg and Pacific Railway Company, now the right of way of the Canadian National Railway Company, with the International Boundary between the United States of America and Canada; thence in a general easterly direction along that boundary to the intersection with the centre line of Saganaga Lake; thence in a northeasterly direction along that centre line to the intersection with the easterly boundary of Quetico Provincial Park; thence in a northerly direction along that boundary and its northerly production to the intersection with the centre line of that part of the King's Highway known as No. 11; thence in a westerly and southwesterly direction along that centre line to the intersection with the high-water mark on the westerly shore of Rainy Lake; thence in a general southerly direction along that high-water mark to the intersection with the centre line of the former Duluth, Winnipeg and Pacific Railway Company, now the centre line of the Canadian National Railway Company; thence in an easterly direction along that centre line to the place of beginning.

## Part 11B.

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 11 with the northerly production of the easterly boundary of Quetico Provincial Park; thence in a southerly direction along that northerly production and that easterly boundary to the intersection with the centre line of Saganaga Lake; thence in a northeasterly direction along the centre line of interconnecting lakes and waterways composed of Saganaga Lake, Northeast Arm, North Channel, Trafalgar Bay, Weikwabinow River, Nelson Creek and Nelson Lake to the intersection with the high-water mark at the most northerly extremity of Nelson Lake; thence in a northeasterly direction along a straight line to the intersection with the centre line of Clovenhoof Lake; thence in a general easterly direction along that centre line to the intersection with the high-water mark at the most easterly extremity of Clovenhoof Lake; thence in a southeasterly direction along a straight line to the intersection with the high-water mark at the most westerly extremity of Hoof Lake; thence in a general easterly and northerly direction along the centre line of interconnecting lakes and waterways composed of Hoof Lake, Hoof Creek, Kekekuab Lake, Kekek Creek, Blossom Lake, Matawin River, Shebandowan River and the Oskondaga River to the intersection with the centre line of that part of the King's Highway known as No. 11; thence in a westerly direction along that centre line to the place of beginning.

## Part 12

All those lands in the territorial districts of Kenora, Rainy River and Thunder Bay described in Parts 12A. and 12B.



## Part 12A.

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 17 with the centre line of the Revell River; thence in a southerly direction along that centre line and the centre line of Revell Lake to the intersection with the southerly boundary of the geographic Township of Hodgson; thence in a westerly direction along that boundary to the intersection with the centre line of Bending Creek, being part of the Turtle River System; thence in a southerly, westerly and southwesterly direction along the centre line of that river system composed of Bending Creek, Bending Lake, Pekagoning Lake, Turtle River, Jones Lake and Eltrut Lake to the intersection with the southerly boundary of the Territorial District of Kenora; thence in an easterly direction along that boundary to the westerly boundary of the Territorial District of Thunder Bay; thence in a southerly direction along that boundary to latitude 49°00'; thence in an easterly direction along that latitude to the Seine River Indian Reserve 22A2; thence in a southeasterly direction following the southerly limit of that Indian Reserve and the centre line of the Seine River to the Ontario Hydro dam which is at the end of the Blind Bay Road; thence in a northeasterly direction along the centre line of the Blind Bay Road to the intersection with the centre line of that part of the King's Highway known as No. 17; thence in a northwesterly direction along that centre line to the place of beginning.

## Part 12B.

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 17 with the centre line of that part of the King's Highway known as No. 11 west of the City of Thunder Bay; thence westerly along that centre line to the intersection with a straight line drawn south astronomically from the most easterly extremity of Little Turtle Lake; thence northerly along that line to the intersection with the high-water mark on the most easterly extremity of Little Turtle Lake; thence in a westerly, northeasterly, northerly and easterly direction along that part of the Turtle River System composed of Little Turtle Lake, Turtle River, Robinson Lake and Eltrut Lake to the intersection with the northerly boundary of the Territorial District of Rainy River; thence in an easterly direction along that boundary to the westerly boundary of the Territorial District of Thunder Bay; thence in a southerly direction along that boundary to latitude 49°00'; thence in an easterly direction along that latitude to the Seine River Indian Reserve 22A2; thence in a southeasterly direction following the southerly limit of that Indian Reserve and the centre line of the Seine River to the Ontario Hydro dam which is at the end of the Blind Bay Road; thence in a northeasterly direction along the centre line of the Blind Bay Road to the intersection with the centre line of that part of the King's Highway known as No. 17; thence in a southeasterly and southerly direction along that centre line to the place of beginning.

## Part 13

All those lands in the Territorial District of Thunder Bay in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 17 with the centre line of the right of way of TransCanada PipeLines Limited in the geographic Township of Gibbard; thence in an easterly direction along the last mentioned centre line to the intersection with the centre line of the Nipigon River; thence in a southerly direction along the centre line of the Nipigon River System composed of the Nipigon River, Helen Lake and Nipigon Bay of Lake Superior to the intersection with a straight line drawn west astronomically from Hughes Point to the intersection of the centre line of the right of way of the Canadian National Railway Company with the centre line of that part of the King's Highway known as Secondary Highway No. 628; thence in a westerly direction along that straight line to that intersection; thence in a south-westerly direction along the centre line of the right of way of the Canadian National Railway Company to the intersection with the centre line of the Black Sturgeon River; thence in a general southeasterly and southwesterly direction along that centre line to the intersection with the high-water mark of Black Bay of Lake Superior; thence in a westerly and southwesterly direction along that high-water mark to the most southerly extremity of Middlebrun Point of Sibley Peninsula; thence south astronomically to the intersection with the International Boundary between the United States of America and Canada; thence in a southwesterly and westerly direction along that boundary to the intersection with the centre line of Saganaga Lake; thence in a northeasterly direction along the centre line of interconnecting lakes and waterways composed of Saganaga Lake, Northeast Arm, North Channel, Trafalgar Bay, Weikwabinonaw River, Nelson Creek and Nelson Lake to the intersection with the high-water mark at the most northerly extremity of Nelson Lake; thence in a northeasterly direction along a straight line to the intersection with the centre line of Clovenhoof Lake; thence in a generally easterly direction along that centre line to the intersection with the high-water mark at the most easterly extremity of Clovenhoof Lake; thence in a southeasterly direction along a straight line to the high-water mark at the most westerly extremity of Hoof Lake; thence in a generally easterly and northerly direction along the centre line of interconnecting lakes and waterways composed of Hoof Lake, Hoof Creek, Kekekuab Lake, Kekek Creek, Blossom Lake, Matawin River, Shebandowan River and the Oskondaga River to the intersection with the centre line of that part of the King's Highway known as No. 17; thence in a northerly and northwesterly direction along that centre line to the place of beginning.

#### Part 14

All those lands in the Territorial District of Thunder Bay in the Province of Ontario described as follows:

Beginning at the intersection of the right of way of the Canadian National Railway Company with the centre line of that part of the King's Highway known as Secondary Highway No. 628 in the geographic Township of Nipigon; thence east astronomically to the intersection with the high-water mark of Nipigon Bay at Hughes Point; thence in an easterly direction along that high-water mark to the most westerly extremity of Schreiber Point; thence due south astronomically to the intersection with the International Boundary between

the United States of America and Canada; thence in a westerly direction along that boundary to the intersection with a straight line running due south astronomically from the high-water mark at the most southerly extremity of Middlebrun Point; thence due north astronomically along that line to the high-water mark of Lake Superior at Middlebrun Point; thence in a northeasterly direction along that high-water mark to the intersection with the centre line of the Black Sturgeon River in Black Bay; thence in a general northeasterly and northwesterly direction along that centre line to the intersection with the centre line of the right of way of the Canadian National Railway Company; thence in a northeasterly direction along that centre line to the place of beginning.

#### Part 15

All those lands in the territorial districts of Kenora and Thunder Bay in the Province of Ontario described as follows:

Beginning at the intersection of the right of way of the Canadian National Railway Company with the centre line of the Little Jackfish River; thence in a southerly direction along that centre line to the intersection with the high-water mark of Lake Nipigon in Ombabika Bay; thence in a general westerly, southerly and easterly direction along that high-water mark to the intersection with the centre line of the Nipigon River east of Jardine Island; thence in a southerly direction along the centre line of the Nipigon River System composed of the Nipigon River, Forgan Lake and Jessie Lake to the intersection with the centre line of the right of way of TransCanada PipeLines Limited; thence in a westerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 17; thence in a northwesterly direction along that centre line to the intersection with the easterly boundary of the geographic Township of Hodgson; thence in a northerly direction along that boundary, the easterly boundary of the geographic Township of Hyndman and the northerly production of that boundary to the intersection with the centre line of the stream flowing into Basket Lake; thence in a northeasterly direction along that centre line to the intersection with the high-water mark at the most southerly extremity of Basket Lake; thence in a northerly and northeasterly direction along the centre line of that lake to the intersection with the high-water mark of the most northeasterly bay of that lake; thence northerly in a straight line to the intersection with the high-water mark of the most southeasterly lake connecting with the Amik River; thence northerly along the centre line of that lake to the intersection with the centre line of the Amik River; thence in a northerly and northeasterly direction along that centre line composed of Amik Lake and Loggers Lake to the intersection with the centre line of the English River; thence in an easterly direction along that centre line composed of Flying Loon Lake and Jarvis Lake to the intersection with the centre line of Jarvis Lake; thence in a northeasterly direction along that centre line to the intersection with the high-water mark at the most northerly extremity of that lake; thence northerly along a straight line to the intersection with the high-water mark at the most westerly extremity of Lake of Bays; thence in a northeasterly and northwesterly direction along a centre line connecting Lake of Bays, Lake of Bays River, Conver Lake and Singapore Lake to the inter-



section with the connecting waters between Singapore Lake and Tawatina Lake and the centre line of the right of way of the Canadian National Railway Company; thence in an easterly direction along that centre line to the place of beginning.

### Part 16

All those lands in the territorial districts of Kenora (Patricia Portion) and Thunder Bay in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of the Trading River with the 11th Base Line; thence in a westerly direction along the 11th Base Line to the intersection with the centre line of the most northerly bay of Goose Lake; thence in a southerly and southeasterly direction along the centre line of Goose Lake and the waters connecting Goose Lake and Mamakwash Lake, Mamakwash Lake, Upper Goose Lake, the Berens River and Mainprize Lake to the intersection with the most southeasterly extremity of Mainprize Lake; thence southeasterly in a straight line to the intersection with the most northerly extremity of Little Shabumeni Lake; thence in a southerly direction along the high-water mark along the easterly shore of Little Shabumeni Lake and Shabumeni Lake to the intersection with the centre line of the right of way of Ontario Hydro; thence in a southerly, southeasterly and easterly direction along that centre line to Slate Falls on North Bamaji Lake; thence in a general southerly direction along the centre line of North Bamaji Lake and Bamaji Lake, the waters connecting Bamaji Lake and Roadhouse Lake, the centre line of Roadhouse Lake and Blackstone Lake, the waters connecting Roadhouse Lake and the West Channel of Lake St. Joseph, the centre line of the West Channel of Lake St. Joseph and Root Bay of Lake St. Joseph to the intersection with the centre line of the Root River; thence in a southerly direction along the centre line of the Root River, Adamhay Lake, Free Creek and McNeely Lake to the intersection with the most southerly extremity of McNeely Lake; thence easterly in a straight line to the intersection with the most northerly extremity of Sleen Lake; thence easterly following the high-water mark along the northerly shore of Sleen Lake and the northerly bank of the waters connecting Sleen Lake and Enrae Lake to the intersection with the centre line of Enrae Lake; thence northeasterly along the centre line of Enrae Lake and the waters connecting Enrae Lake and the Vermilion River to the intersection with the centre line of the Vermilion River; thence southerly along the centre line of the Vermilion River, Mask Lake and the connecting waters to the intersection with the most southerly bay of Ragged Wood Lake; thence in a northeasterly, southeasterly and southwesterly direction along the centre line of the most southerly bay of Ragged Wood Lake, Elam Lake, Moose Creek and Moose Lake to the intersection with the most southerly extremity of Moose Lake; thence in an easterly direction across portages and small waterways to the intersection with the most southerly extremity of Runway Lake; thence in a southeasterly direction along the centre line of the Marchington River, Schist Lake, the waters between Schist Lake and Farrington Lake, and the centre line of Farrington Lake to the intersection with the most southerly extremity of Farrington Lake; thence in a southerly direction across a portage to the intersection with the northerly extremity of Lewis Lake; thence in a southerly direction along the centre line of Lewis Lake, Tawatina River, Tawatina Lake and the stream between Tawatina Lake and Singapore

Lake to the intersection with the centre line of the right of way of the Canadian National Railway Company; thence easterly along that centre line to the intersection with the centre line of Little Jackfish River; thence in a northerly and northwesterly direction along the centre line of Little Jackfish River, Zigzag Lake, Moule Lake, Stork Lake, South Summit Lake, Mojikit Lake and the Ogoki Reservoir to Eight Flume Falls; thence in a northerly direction along the easterly shore of Whiteclay Lake and across a portage to the intersection with the most southerly extremity of Witchwood Lake; thence in a northeasterly, northwesterly and southwesterly direction along the centre line of Witchwood Lake, Witchwood River, Felsia Lake, Hurst Lake, Attwood Lake and Attwood River to the intersection with the centre line of Luella Lake; thence in a southwesterly direction following the centre line of Luella Lake, the connecting waters between Luella Lake and Kilbarry Lake, the centre line of Kilbarry Lake, Musgrave Lake and the portages and waters between Musgrave Lake and Linsey Bay of Shabuskwia Lake to the intersection with the most southerly extremity of Linsey Bay; thence in a northerly direction along the centre line of Linsey Bay, Shabuskwia Lake and Shabuskwia River to the intersection with the centre line of the Albany River; thence in a northerly and westerly direction along the centre line of the Albany River to the intersection with the centre line of the Etowamami River; thence in a northerly and southwesterly direction along the centre line of the Etowamami River to the intersection with the centre line of the Trading River; thence in a northeasterly direction along the centre line of the Trading River to the place of beginning.

#### Part 17

All those lands in the territorial districts of Kenora (Patricia Portion), Thunder Bay and Cochrane in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of the Kenogami River with the centre line of the Albany River; thence in a northwesterly direction along the centre line of the Albany River to the intersection with the centre line of the Wabassi River; thence in a westerly and northerly direction along that centre line to the intersection with the 11th Base Line; thence in a westerly direction along that base line to the intersection with the centre line of the Trading River; thence southwesterly along the centre line of the Trading River to the intersection with the centre line of the Etowamami River; thence in a northeasterly and southerly direction along that centre line to the intersection with the centre line of the Albany River; thence in a southerly direction along that centre line to the intersection with the centre line of the Shabuskwia River; thence in a southerly, northeasterly and southerly direction along the centre line of the Shabuskwia River and Shabuskwia Lake to the intersection with the most southerly extremity of Linsey Bay of Shabuskwia Lake; thence southerly in a straight line to the intersection with the most northerly extremity of Musgrave Lake; thence in a southeasterly and northeasterly direction along the centre line of Musgrave Lake and the waters connecting Musgrave Lake and Kilbarry Lake, the centre line of Kilbarry Lake and the waters connecting Kilbarry Lake and Luella Lake, and the centre line of Luella Lake to the intersection with the centre line of the



Attwood River; thence in a northeasterly and southerly direction along the centre line of the Attwood River, Attwood Lake, Hurst Lake, Felsia Lake, Witchwood River and Witchwood Lake to the intersection with the most southerly extremity of Witchwood Lake; thence southerly across a portage to the intersection with the most northerly extremity of Whiteclay Lake; thence continuing in a southerly direction along the easterly shore of Whiteclay Lake and its southerly production to the centre line of the Ogoki Reservoir at Eight Flume Falls; thence southerly, easterly and southerly along the centre line of the Ogoki Reservoir, Ogoki River and Ottertail River to the intersection with a straight line extending due west astronomically from the most northerly extremity of Makoki Lake; thence easterly along the said straight line to the intersection with the most northerly extremity of Makoki Lake; thence southeasterly, southerly, easterly and northeasterly along the centre line of Makoki Lake, the connecting waters between Makoki Lake and Kapikotongwa River, the Kapikotongwa River, the Kapikotongwa River System composed of Tennant Lake, Kapikotongwa Lake, Melchett Lake, Nass Lake, Durer Lake, Saga Lake, Jungfrau Lake and Percy Lake, and the Little Current River to the intersection with the centre line of the Kenogami River; thence northerly along that centre line to the place of beginning.

#### Part 18

All those lands in the territorial districts of Cochrane and Thunder Bay in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of the right of way of the Canadian National Railway Company with the centre line of the Otasawian River; thence in a northeasterly and northerly direction along that centre line and the centre line of the Nagagami River and the Kenogami River to the intersection with the centre line of the Little Current River; thence westerly along the centre line of that river, including Percy Lake, to the intersection with the centre line of the Kapikotongwa River; thence in a westerly direction along that centre line and the centre line of Jungfrau Lake, Saga Lake, Durer Lake, Nass Lake, Melchett Lake, Kapikotongwa Lake and Tennant Lake to the intersection with the centre line of the connecting waters between Makoki Lake and the Kapikotongwa River; thence northerly and northwesterly along that centre line and the centre line of Makoki Lake to the intersection with the most northerly extremity thereof; thence due west astronomically to the intersection with the centre line of the Ottertail River; thence northerly and westerly along the centre line of the Ottertail River, the Ogoki River and the Ogoki Reservoir to the intersection with the centre line of Mojikit Lake; thence southerly along the centre line of Mojikit Lake, South Summit Lake, Stork Lake, Moule Lake, Zigzag Lake and the Little Jackfish River to the intersection with the centre line of the right of way of the Canadian National Railway Company; thence in an easterly direction along that centre line to the place of beginning.

## Part 19

All those lands in the territorial districts of Cochrane and Thunder Bay in the Province of Ontario described as follows:

Beginning at the confluence of the waters of Lake Nipigon with the waters of the Blackwater River; thence in a northeasterly direction along the centre line of the Blackwater River to the intersection with the centre line of that part of the King's Highway known as No. 11; thence easterly along that centre line to the intersection with the centre line of the Otasawian River; thence northeasterly along that centre line to the intersection with the centre line of the right of way of the Canadian National Railway Company; thence in a westerly direction along that centre line to the intersection with the centre line of the Little Jackfish River; thence in a southerly direction along that centre line to the intersection with the high-water mark of Lake Nipigon; thence in a general southerly direction along that high-water mark on the easterly shore of Lake Nipigon to the place of beginning.

## Part 20

All those lands in the Territorial District of Thunder Bay in the Province of Ontario described as follows:

Beginning at the confluence of the waters of the Little Jackfish River with the waters of Lake Nipigon; thence in a westerly direction along a straight line to the intersection with the high-water mark on the northerly shore of Lake Nipigon; thence in a westerly, southerly, easterly and northerly direction along that high-water mark to the place of beginning.

## Part 21

All those lands in the territorial districts of Algoma, Cochrane and Thunder Bay in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as Secondary Highway No. 631 with the centre line of that part of the King's Highway known as No. 11; thence in a westerly direction along that centre line to the intersection with the centre line of the Blackwater River in the geographic Township of Summers; thence in a southwesterly direction along that centre line to the intersection with the high-water mark along the easterly shore of Lake Nipigon; thence in a southerly, northerly and westerly direction along that high-water mark to the intersection with the centre line of the Nipigon River east of Jardine Island; thence in a southerly direction along the centre line of the Nipigon River System composed of the Nipigon River, Forgan Lake, Jessie Lake and Helen Lake to the intersection with a straight line extending easterly from the intersection of the centre line of that part of the King's Highway known as Secondary Highway No. 628 with

the centre line of the right of way of the Canadian National Railway Company to the high-water mark at the most southerly extremity of Hughes Point of Nipigon Bay of Lake Superior; thence easterly along that straight line to the intersection with the high-water mark at the most southerly extremity of Hughes Point on the north shore of Nipigon Bay of Lake Superior; thence in an easterly direction along that high-water mark to the most westerly extremity of Schreiber Point; thence due south astronomically to the intersection with the International Boundary between Canada and the United States of America; thence in a northeasterly direction to the intersection with the centre line of the White River; thence in an easterly and northeasterly direction along that centre line to the intersection with the centre line of White Lake; thence in a northerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 17; thence in a southeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 631; thence in an easterly and northerly direction along that centre line to the place of beginning.

#### Part 22

All those lands in the territorial districts of Algoma and Cochrane in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 17 with the centre line of that part of the King's Highway known as Secondary Highway No. 631; thence in an easterly and northerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 11; thence in an easterly direction along that centre line to the intersection with the centre line of the right of way of the Algoma Central Railway near the Town of Hearst; thence in a southwesterly direction along that centre line to the intersection with the centre line of the right of way of Canadian Pacific Limited at the Dispersed Rural Community of Franz; thence in a westerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 17; thence in a northwesterly direction along that centre line to the place of beginning.

#### Part 23

All those lands in the territorial districts of Algoma and Cochrane described in Parts 23A. and 23B.

#### Part 23A.

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 11 with the centre line of the Missinaibi River; thence southeasterly along the centre line of that part of the King's Highway known as No. 11 to the centre line of the Opasatika River; thence southerly along that



centre line to the northerly boundary of the geographic Township of Opasatika; thence easterly along that boundary to the northeasterly corner of that geographic township; thence southerly along the easterly boundary of that township to the southeasterly corner thereof; thence westerly along the southerly boundary of the geographic townships of Opasatika and Abbott to the centre line of the Missinaibi River; thence northerly along that centre line to the place of beginning.

#### Part 23B.

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 11 with the centre line of the right of way of the Algoma Central Railway Company near the Town of Hearst; thence in a southwesterly direction along that centre line to the intersection with the centre line of the right of way of the Canadian National Railway Company at the Dispersed Rural Community of Oba; thence in a southeasterly direction along that centre line to the intersection with the centre line of the Kapuskasing River; thence in a northerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 11; thence in a northwesterly direction along that centre line to the centre line of the Opasatika River; thence in a southerly direction along that centre line to the northerly boundary of the geographic Township of Opasatika; thence easterly along that boundary to the northeasterly corner of that geographic township; thence southerly along the easterly boundary of that geographic township to the southeasterly corner thereof; thence westerly along the southerly boundary of the geographic townships of Opasatika and Abbott to the centre line of the Missinaibi River; thence northerly along that centre line to the centre line of that part of the King's Highway known as No. 11; thence in a northwesterly direction along that centre line to the place of beginning.

#### Part 24

All those lands in the Territorial District of Cochrane in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as Secondary Highway No. 807 with the centre line of that part of the King's Highway known as No. 11 near the Town of Smooth Rock Falls; thence in a northwesterly and westerly direction along the last mentioned centre line to the intersection with the centre line of the Otasawian River; thence in a northerly and northeasterly direction along that centre line to the intersection with the centre line of the Nagagami River; thence due east astronomically to the intersection of the centre line of the Kabinakagami River with the centre line of the Fox River; thence in a southeasterly and southerly direction along the centre line of the Fox River to the intersection with the northerly boundary of the geographic Township of Bannerman; thence easterly along that boundary and the northerly boundary of the geographic Township of Ritchie to the intersection with the centre line of the Pivabiska

River; thence in a northeasterly direction along that centre line to the intersection with the centre line of the Missinaibi River; thence in a northeasterly direction along that centre line to the intersection with the centre line of the Moose River on the south side of Portage Island; thence in a northeasterly direction along that centre line lying south of Grey Goose, Nicoll and Mike Islands to the intersection with the centre line of the right of way of the Ontario Northland Transportation Commission; thence in a southwesterly direction along that centre line to the intersection with the centre line of Medicine Creek; thence in a northeasterly direction along that centre line to the intersection with the centre line of the Abitibi River; thence in a southwesterly and southeasterly direction along that centre line to the intersection with the centre line of the right of way of the Ontario Northland Transportation Commission; thence northwesterly along that centre line to the intersection with the centre line of a road running westerly through the geographic townships of Menapia and Adanac to that part of the King's Highway known as Secondary Highway No. 807; thence in a westerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 807; thence in a southerly and southwesterly direction along that centre line to the place of beginning.

#### Part 25

All those lands in the Territorial District of Cochrane in the Province of Ontario described as follows:

Beginning at the confluence of the waters of James Bay with the centre line of the south channel of the Albany River lying southerly of Albany Island; thence in a southwesterly direction along that centre line lying southerly of all islands to the intersection with the centre line of the Kenogami River; thence southerly along that centre line and the centre line of the Nagagami River to the centre line of the Otasawian River; thence easterly in a straight line to the intersection with the centre line of the waters of the Kabinakagami River and the waters of the Fox River; thence in a southeasterly and easterly direction along the centre line of the Fox River to the intersection with the northerly boundary of the geographic Township of Bannerman; thence in an easterly direction along that boundary and the northerly boundary of the geographic Township of Ritchie to the intersection with the centre line of the Pivabiska River; thence in a northeasterly direction along that centre line to the intersection with the centre line of the Missinaibi River; thence in a northeasterly direction along that centre line to the intersection with the centre line of the Moose River on the south side of Portage Island; thence in a northeasterly direction along that centre line lying south of Grey Goose, Nicoll and Mike Islands to the intersection with the centre line of the right of way of Ontario Northland Transportation Commission; thence in a southwesterly direction along that centre line to the intersection with the centre line of Medicine Creek; thence in a northeasterly direction along that centre line to the intersection with the centre line of the Abitibi River; thence in a northeasterly direction along that centre line lying southerly and easterly of all islands to the intersection with the centre line of



the Moose River; thence in a northeasterly direction along that centre line lying southerly of all islands including Bushy, Poplar, Flats, Pilgrim, Middleboro, Horshoe and Ship Sands Islands to the confluence with the waters of James Bay; thence in a northwesterly direction along the water's edge of James Bay to the place of beginning.

#### Part 26

All those lands in the Territorial District of Cochrane in the Province of Ontario described as follows:

Beginning at the intersection of the Interprovincial Boundary between Ontario and Quebec with the high-water mark of James Bay; thence in a southwesterly and northwesterly direction along that high-water mark to the intersection with the centre line of the Moose River; thence in a southwesterly direction along that centre line lying southerly of all islands, including Ship Sands, Horshoe, Middleboro, Pilgrim, Flats, Poplar and Bushy Islands, to the intersection with the production of the centre line of the Abitibi River; thence in a southwesterly and southeasterly direction along that production and that centre line lying southerly and easterly of all islands to the intersection with the centre line of the right of way of the Ontario Northland Transportation Commission; thence southeasterly along that centre line to the intersection with the centre line of the Sucker River; thence in an easterly and southeasterly direction along that centre line to the intersection with the centre line of the Chin River; thence in a northerly and northeasterly direction along that centre line to the intersection with the southerly boundary of the geographic Township of Potter; thence easterly along the southerly boundary of the geographic townships of Potter, Sangster, Bragg, Newman and Tomlinson to the intersection with the centre line of the Kabika River; thence in a northeasterly direction along that centre line to the intersection with the centre line of the Burntbush River; thence in a northeasterly direction along that centre line to the intersection with the centre line of Rivière Turgeon; thence northerly along that centre line to the intersection with the Interprovincial Boundary between Ontario and Quebec; thence northerly along that boundary to the place of beginning.

#### Part 27

All those lands in the Territorial District of Cochrane in the Province of Ontario described as follows:

Beginning at the intersection of the Interprovincial Boundary between Ontario and Quebec with the high-water mark on the southerly shore of Lake Abitibi; thence in a westerly and northwesterly direction along that high-water mark to the intersection with the centre line of the Abitibi River; thence in a westerly, southwesterly and northwesterly direction along that centre line to the intersection with the centre line of Meadow Creek; thence in a south-

westerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 577; thence in a northerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 67; thence in a south-westerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 11; thence in a northerly and northwesterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 807; thence in a northeasterly and northerly direction along that centre line to the intersection with the centre line of a road leading through the geographic townships of Adanac and Menapia to Island Falls; thence in an easterly direction along that centre line to the intersection with the centre line of the right of way of the Ontario Northland Transportation Commission; thence in a south-easterly direction along that centre line to the intersection with the centre line of the Sucker River; thence in an easterly and southeasterly direction along that centre line to the intersection with the centre line of the Chin River; thence in a northerly and northeasterly direction along that centre line to the intersection with the southerly boundary of the geographic Township of Potter; thence easterly along the southerly boundary of the geographic townships of Potter, Sangster, Bragg, Newman and Tomlinson to the intersection with the centre line of the Kabika River; thence in a northeasterly direction along that centre line to the intersection with the centre line of the Burntbush River; thence in a northeasterly direction along that centre line to the intersection with the centre line of the Rivière Turgeon; thence northeasterly along that centre line to the intersection with the Interprovincial Boundary between Ontario and Quebec; thence southerly along that boundary to the place of beginning.

#### Part 28

All those lands in the territorial districts of Cochrane and Timiskaming in the Province of Ontario described as follows:

Beginning at the intersection of the Interprovincial Boundary between Ontario and Quebec with the high-water mark along the southerly shore of Lake Abitibi; thence in a westerly and northwesterly direction along that high-water mark to the intersection with the centre line of the Abitibi River; thence in a westerly and southwesterly direction along that centre line to the intersection with the centre line of the Black River; thence in a southeasterly direction along that centre line to the intersection with the centre line of the Watabeag River; thence in a southerly direction along the centre line of the Watabeag River and Watabeag Lake to the intersection with the northwesterly production of the centre line of the North Englehart Management Unit Forest Access Road in the geographic Township of Sheba; thence in a southeasterly direction along that production and that centre line to the intersection with the centre line of the Englehart River; thence in a southeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 66; thence in a westerly and southwesterly direction along that centre line to the intersection with the centre line of that

part of the King's Highway known as No. 65; thence in a southwesterly direction along that centre line to the intersection with the centre line of the West Montreal River; thence in a southerly direction along that centre line to the intersection with the centre line of the Montreal River; thence in a southeasterly direction along the centre line of the Montreal River System composed of the Montreal River, Elk Lake, Mountain Lake and Bay Lake and the southeasterly production of that centre line to the intersection with the Interprovincial Boundary between Ontario and Quebec; thence in a northerly direction along that boundary to the place of beginning.

#### Part 29

All those lands in the territorial districts of Cochrane, Sudbury and Timiskaming described in Parts 29A. and 29B.

#### Part 29A.

Beginning at the northwesterly corner of the geographic Township of Deloro in the Territorial District of Cochrane; thence southerly along the westerly boundary of that geographic township to the northeasterly corner of the geographic Township of Price; thence westerly along the northerly boundary of that geographic township to the northwesterly corner thereof; thence southerly along the westerly boundary of the geographic townships of Price, Fripp and Musgrove to the southwesterly corner of the geographic Township of Musgrove; thence easterly along the southerly boundary of the geographic Township of Musgrove to the northwesterly corner of the geographic Township of Beemer in the Territorial District of Sudbury; thence southerly along the westerly boundary of the geographic Township of Beemer to the southwesterly corner thereof; thence easterly along the southerly boundary of the geographic Township of Beemer to the northwesterly corner of the geographic Township of Semple; thence southerly along the westerly boundary of that geographic township to the southwesterly corner thereof; thence easterly along the southerly boundary of the geographic townships of Semple and Hutt to the southeasterly corner of the geographic Township of Hutt; thence northerly along the easterly boundary of the geographic townships of Hutt, Zavitz and Geikie to the southwesterly corner of the geographic Township of Fallon in the Territorial District of Timiskaming; thence easterly along the southerly boundary of that geographic township to the southeasterly corner thereof; thence northerly along the easterly boundary of the geographic townships of Fallon, Langmuir and Carman to the northeasterly corner of the geographic Township of Carman; thence westerly along the northerly boundary of the geographic townships of Carman, Shaw and Deloro to the place of beginning.



## Part 29B.

Beginning at the intersection of the centre line of that part of the King's Highway known as Secondary Highway No. 560 with the centre line of the right of way of the Canadian National Railway Company in the geographic Township of Westbrook; thence in a northwesterly direction along the centre line of the Canadian National Railway Company to the intersection with the centre line of that part of the King's Highway known as No. 144; thence in a northerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 101 in the geographic Township of Bristol; thence in a northeasterly direction along that centre line to the intersection with the centre line of the right of way of the Ontario Northland Transportation Commission in the geographic Township of Whitney; thence in a northeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 11; thence in a northerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 67; thence in a northeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 577; thence southerly along that centre line to the intersection with the centre line of Meadow Creek; thence in a northeasterly direction along that centre line to the intersection with the centre line of the Abitibi River; thence in a southeasterly direction along that centre line to the intersection with the centre line of the Black River; thence in a southeasterly direction along that centre line to the intersection with the centre line of the Watabeag River; thence in a southerly direction along the centre line of the Watabeag River and Watabeag Lake to the intersection with the northwesterly production of the centre line of the North Englehart Management Unit Forest Access Road in the geographic Township of Sheba; thence in a southeasterly direction along that production and that centre line to the intersection with the centre line of the Englehart River; thence in a southwesterly and southeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 66; thence in a westerly and southwesterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 65; thence in a southwesterly direction along that centre line to the intersection with the centre line of the West Montreal River; thence in a northerly, westerly, southerly and southwesterly direction along the centre line of the West Montreal River System composed of the West Montreal River, Matachewan Lake, Mistinikon Lake and Penassi Lake to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 560; thence in a westerly and southwesterly direction along that centre line to the place of beginning.

### Saving and Excepting therefrom:

Beginning at the northwesterly corner of the geographic Township of Deloro in the Territorial District of Cochrane; thence southerly along the westerly boundary of that geographic township to the northeasterly corner of the geographic Township of Price; thence westerly along the northerly boundary of that geographic township to the northwesterly corner thereof; thence southerly along the westerly boundary of the geographic townships of Price, Fripp and Musgrove to the southwesterly corner of the geographic Township of Musgrove; thence easterly along the southerly boundary of the geographic Township of Musgrove to the northwesterly corner of the geographic Township of Beemer in the Territorial District of Sudbury; thence southerly along the westerly boundary of the geographic Township of Beemer to the southwesterly corner thereof; thence easterly along the southerly boundary of the geographic Township of Beemer to the northwesterly corner of the geographic Township of Semple; thence southerly along the westerly boundary of that geographic township to the southwesterly corner thereof; thence easterly along the southerly boundary of the geographic townships of Semple and Hutt to the southeasterly corner of the geographic Township of Hutt; thence northerly along the easterly boundary of the geographic townships of Hutt, Zavitz and Geikie to the southwesterly corner of the geographic Township of Fallon in the Territorial District of Timiskaming; thence easterly along the southerly boundary of that geographic township to the southeasterly corner thereof; thence northerly along the easterly boundary of the geographic townships of Fallon, Langmuir and Carman to the northeasterly corner of the geographic Township of Carman; thence westerly along the northerly boundary of the geographic townships of Carman, Shaw and Deloro to the place of beginning.

### Part 30

All those lands in the territorial districts of Algoma, Cochrane, Sudbury and Timiskaming in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of the right of way of the Canadian National Railway Company with the centre line of the Kapuskasing River in the geographic Township of Kapuskasing; thence in a northerly and northeasterly direction along the centre line of the Kapuskasing River to the intersection with the centre line of that part of the King's Highway known as No. 11; thence in a southeasterly and southerly direction along that centre line to the intersection with the centre line of the right of way of the Ontario Northland Transportation Commission in the geographic Township of Clergue; thence in a southwesterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 101 in the geographic Township of Whitney; thence in a westerly and southwesterly



direction along that centre line to the intersection with the centre line of the right of way of the Canadian National Railway Company in the geographic Township of Foleyet; thence in a northwesterly direction along that centre line to the place of beginning.

### Part 31

All those lands in the territorial districts of Algoma, Cochrane, Sudbury and Timiskaming in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 101 with the centre line of that part of the King's Highway known as No. 144 in the geographic Township of Bristol; thence in a southerly and southwesterly direction along the centre line of that part of the King's Highway known as No. 144 to the intersection with the centre line of the right of way of the Canadian National Railway Company in the geographic Township of Jack; thence in a southerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 560; thence in a westerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 144; thence in a general westerly direction along a road known locally as the Ramsey Road to the centre line of the right of way of the Canadian Pacific Limited; thence in a northwesterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 129; thence in a southwesterly and northerly direction along that centre line to the intersection with the centre line of the Chapleau River; thence in a northeasterly direction along the centre line of the Chapleau River System composed of the Chapleau River, Henderson Lake, D'Arcy Lake, Schewabik Lake and Kapuskasing Lake to the intersection with the centre line of the Kapuskasing River; thence in a northeasterly direction along that centre line to the intersection with the centre line of the right of way of the Canadian National Railway Company; thence in a southeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 101; thence in an easterly and northeasterly direction along that centre line to the place of beginning.

### Part 32

All those lands in the territorial districts of Algoma and Sudbury in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 17 with the centre line of the right of way of Canadian Pacific Limited in the geographic Township of Vasiloff; thence in an easterly direction along that centre line to the intersection with the centre line of the right of way of the Algoma Central Railway at the Dispersed Rural Community of Franz; thence in a northeasterly direction along that centre line to the intersection with the centre line of the right of way of the Canadian National Railway Company at the Dispersed Rural Community of Oba; thence in a southeasterly direction along that centre line to the intersection with the centre line of the Kapuskasing River; thence in a southwesterly direction along the centre line of the Kapuskasing River System composed of the Kapuskasing River and Kapuskasing Lake to the intersection with the centre line of the Chapleau River; thence in a southwesterly direction along the centre line of the Chapleau River System composed of the Chapleau River, Schewabik Lake, D'Arcy Lake, Henderson Lake and Chapleau Lake to the intersection with the centre line of that part of the King's Highway known as No. 129; thence in a southerly and southwesterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 101; thence in a northwesterly direction along that centre line to the intersection with the centre line of the Michipicoten River; thence in a westerly direction along that centre line to the intersection with the high-water mark on the easterly shore of Lake Superior; thence in a northerly and westerly direction along that high-water mark to the intersection with the southerly production of the centre line of the right of way of the Algoma Central Railway in Michipicoten Bay; thence in a northerly and northeasterly direction along that production and centre line to the intersection with the centre line of that part of the King's Highway known as No. 17; thence in a northwesterly direction along that centre line to the place of beginning.

### Part 33

All those lands in the territorial districts of Algoma and Thunder Bay in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of the right of way of Canadian Pacific Limited with the centre line of that part of the King's Highway known as No. 17 in the geographic Township of Vasiloff; thence in a southerly direction along the centre line of that part of the King's Highway known as No. 17 to the intersection with the centre line of the right of way of the Algoma Central Railway in the geographic Township of Lendrum; thence in a southwesterly direction along that centre line and the southerly production of that centre line to the intersection with the high-water mark on the northerly shore of Lake Superior in Michipicoten Bay; thence in an easterly and southerly direction along that high-water mark to the intersection with the centre line of the Michipicoten River; thence in a southwesterly direction along the production of that centre line to the intersection with the International Boundary between Canada and the United States of America; thence in a northwesterly direction along that boundary to the intersection with the southwesterly production of the centre line of the White River; thence in a northeasterly

and easterly direction along that production and that centre line to the intersection with the centre line of White Lake; thence in a northerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 17; thence in a southeasterly direction along that centre line to the place of beginning.

#### Part 34

All those lands in the Territorial District of Algoma in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of the Michipicoten River with the centre line of the right of way of the Algoma Central Railway; thence southerly along that centre line to the intersection with the centre line of the right of way of the Great Lakes Power Corporation Limited in the geographic Township of Larson; thence in a southerly direction along that centre line to the intersection with the centre line of the right of way of the Algoma Central Railway in the geographic Township of Home; thence in a southerly direction along that centre line to the intersection with the centre line of the Montreal River; thence in a westerly direction along that centre line to the water's edge of Lake Superior; thence west astronomically to the International Boundary between Canada and the United States of America; thence in a northeasterly direction to the intersection with the centre line of the Michipicoten River; thence easterly along that centre line to the place of beginning.

#### Part 35

All those lands in the territorial districts of Algoma and Sudbury in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 101 with the centre line of that part of the King's Highway known as No. 129 in the geographic Township of Chappise; thence in a southeasterly and southerly direction along that centre line to the intersection with the centre line of Ranger Lake Road in the geographic Township of Villeneuve; thence in a westerly direction along that centre line to the intersection with the centre line of a road known locally as Hult Road in the geographic Township of Whitman; thence in a westerly direction along that centre line to the intersection with the centre line of the right of way of the Algoma Central Railway; thence in a northerly and northwesterly direction along that centre line to the intersection with the centre line of the right of way of the Great Lakes Power Corporation Limited in the geographic Township of Home; thence in a northerly direction along that centre line to the intersection with the centre line of the right of way of the Algoma Central Railway; thence in a northerly direction along that centre line to the intersection with the centre line of the Michipicoten River; thence in a northeasterly direction along that centre line to the intersection with the centre line

of that part of the King's Highway known as No. 101; thence in a southeasterly direction along that centre line to the place of beginning.

### Part 36

All those lands in the Territorial District of Algoma in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of the Montreal River with the centre line of the right of way of the Algoma Central Railway; thence in a southeasterly and southerly direction along that centre line to the intersection with the centre line of a road known locally as Hult Road in the geographic Township of Hodgins; thence in an easterly direction along that centre line to the intersection with the centre line of Ranger Lake Road in the geographic Township of Whitman; thence in a northeasterly and southerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 129; thence in a southerly and southwesterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 17; thence in a southwesterly direction along that centre line to the intersection with the centre line of the Thessalon River; thence in a southerly direction along that centre line to the intersection with the high-water mark on the northerly shore of the North Channel of Lake Huron; thence in a southerly direction along that high-water mark to the most southerly extremity of Thessalon Point; thence south astronomically to the intersection with the International Boundary between Canada and the United States of America; thence in a westerly direction along that boundary to the intersection with the easterly boundary of the Township of Hilton; thence in a northerly and northwesterly direction along that boundary to the intersection with the northeasterly boundary of the Township of St. Joseph; thence in a northwesterly and westerly direction along that boundary to the intersection with the International Boundary between Canada and the United States of America; thence in a northerly direction along that boundary to the intersection with the westerly production of the centre line of the Montreal River; thence easterly along that production and that centre line to the place of beginning.

### Part 37

All those lands in the Territorial District of Algoma in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 17 with the centre line of that part of the King's Highway known as No. 129; thence in a northerly and northeasterly direction along that centre line to the intersection with the centre line of the Mississagi River in the geographic Township of Rollins; thence in an easterly and southerly direction along that centre line to the intersection with the high-water



mark of Aubrey Lake; thence in a southerly, easterly and northerly direction along that high-water mark on the westerly, southerly and easterly shore of that lake to the intersection with the high-water mark on the westerly shore of Rocky Island Lake; thence in a southerly, easterly and northerly direction along that high-water mark on the westerly, southerly and easterly shore of that lake to the intersection with the northerly boundary of the geographic Township of Winkler; thence easterly and southerly along the northerly and easterly boundaries of that geographic township to the intersection with the centre line of Kindiogami Lake; thence in an easterly and southerly direction along that centre line and the centre line of the Kindiogami River to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 546; thence in a southerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 639; thence in a southeasterly direction along that centre line to the intersection with the centre line of the Serpent River; thence in a southeasterly direction along the centre line of the Serpent River System composed of the Serpent River, Quirke Lake, Nook Lake, Kindle Lake and Whiskey Lake to the intersection with the northerly boundary of the geographic Township of Gaiashk; thence easterly along the northerly boundary of the geographic townships of Gaiashk, Gerow, Boon, Shibananing and Dunlop to the intersection with the centre line of the Spanish River; thence in a southerly and easterly direction along the centre line of the Spanish River System composed of the Spanish River and Agnew Lake to the intersection with the easterly boundary of the geographic Township of Shakespeare; thence southerly along that boundary to the intersection with the centre line of that part of the King's Highway known as No. 17; thence in a westerly direction along that centre line to the intersection with the centre line of the Serpent River; thence in a westerly direction along that centre line to the intersection with the high-water mark on the northerly shore of the North Channel of Lake Huron; thence in a southwesterly direction along that high-water mark on the westerly shore of Serpent River Indian Reserve No. 7 to the most southwesterly extremity of Long Point; thence south astronomically to the intersection with the Territorial District boundary between Algoma and Manitoulin; thence westerly along that boundary to the intersection with the International Boundary between Canada and the United States of America; thence in a northwesterly direction along that boundary to the intersection with a straight line drawn south astronomically from the most southerly extremity of Thessalon Point; thence northerly along that straight line to the intersection with the high-water mark on the north shore of the North Channel of Lake Huron; thence in a northerly direction along that high-water mark to the intersection with the centre line of the Thessalon River; thence in a northerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 17; thence in a north-easterly direction along that centre line to the place of beginning.

#### Part 38

All those lands in the territorial districts of Algoma and Sudbury described in Parts 38A. and 38B.



## Part 38A.

Beginning at the intersection of the centre line of the Serpent River System with the westerly boundary of the geographic Township of Lehman; thence northerly along that westerly boundary and the westerly boundaries of the geographic townships of Poncet, Plourde, Lefebvre and Fontaine to the northwesterly corner of the geographic Township of Fontaine; thence easterly along the northerly boundary of that township and the northerly boundary of the geographic Township of Foucault to the northeast corner thereof; thence in a southerly direction along the easterly boundary of that township and the easterly boundary of the geographic Township of Monestime to the northwesterly corner of the geographic Township of Redden; thence easterly along the northerly boundary of that township to the northeasterly corner thereof; thence southerly along the easterly boundary of the geographic townships of Redden, Strain and Mandamin to the southeasterly corner thereof; thence westerly along the southerly boundary of the geographic townships of Mandamin, Lockeyer and Lehman to the intersection with the centre line of Whiskey Lake of the Serpent River System; thence in a northwesterly direction along the centre line of the Serpent River System composed of Whiskey Lake, Kindle Lake and the Serpent River to the place of beginning.

## Part 38B

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 129 with the centre line of the right of way of Canadian Pacific Limited in the geographic Township of Gallagher; thence in a southeasterly direction along that centre line to the intersection with the centre line of a road known locally as the Ramsey Road; thence in a general easterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 144; thence in a southerly direction along that centre line to the intersection with the centre line of the Eastsand Creek; thence in a southwesterly direction along that centre line to the intersection with the centre line of the East Spanish River System; thence in a southerly direction along that centre line flowing through Eleventh Lake, Duke Lake, Tenth Lake, Ninth Lake, Eighth Lake, Seventh Lake, Sixth Lake, Fifth Lake, Fourth Lake, Third Lake, Second Lake, First Lake and Expanse Lake to the intersection with the centre line of the Spanish River; thence in a southerly direction along the Spanish River System composed of the Spanish River, Spanish Lake, The Elbow, Graveyard Rapids and Boswell Rapids to the intersection with the northerly boundary of the geographic Township of Dunlop; thence westerly along the northerly boundary of the geographic townships of Dunlop and Shibananing to the southeasterly corner of the geographic Township of Mandamin; thence northerly along the easterly boundary of the geographic townships of Mandamin and Strain to the northeasterly corner of the geographic Township of Strain; thence westerly along the northerly boundary of the geographic Township of Strain to the southeasterly corner of the geographic Township of Reddin; thence northerly along the easterly boundary of the geographic Township of Reddin to the northeasterly corner thereof; thence westerly along the northerly boundary of the geographic Township of Reddin to the southeasterly corner of the geographic Township of Monestime; thence northerly along the easterly boundary of the geographic townships of Monestime and Foucault to the northeasterly corner of the geographic Township of Foucault; thence westerly along the northerly boundary of the geographic townships of Foucault and Fontaine

to the northwesterly corner of the geographic Township of Fontaine; thence southerly along the westerly boundary of the geographic Township of Fontaine to the southwesterly corner thereof; thence easterly along the southerly boundary of the geographic Township of Fontaine to the northwesterly corner of the geographic Township of Lefebvre; thence southerly along the westerly boundary of the geographic townships of Lefebvre, Plourde, Poncet and Lehman to the intersection with the centre line of the Serpent River System; thence in a northwesterly direction along the centre line of the Serpent River System composed of Nook Lake and Quirke Lake to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 639; thence in a northwesterly and northerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 546; thence in a northerly direction along that centre line to the intersection with the centre line of the Kindiogami River in the geographic Township of Sagard; thence in a northwesterly and westerly direction along the centre line of the Kindiogami River System composed of the Kindiogami River, Distant Lake and Kindiogami Lake to the intersection with the easterly boundary of the geographic Township of Winkler; thence northerly and westerly along the easterly and northerly boundaries of that geographic township to the intersection with the high-water mark on the southerly shore of Rocky Island Lake; thence in a westerly direction along that high-water mark to the intersection with the high-water mark of Aubrey Lake; thence in a southerly, westerly and northerly direction along that high-water mark on the easterly, southerly and westerly shore of that lake to the intersection with the centre line of the Mississagi River; thence in a westerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 129; thence in a northerly direction along that centre line to the place of beginning.

#### Part 39

All those lands in the Territorial District of Sudbury in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of the right of way of the Canadian National Railway Company with the centre line of that part of the King's Highway known as No. 17; thence in a southwesterly direction along that centre line to the intersection with the easterly boundary of the geographic Township of Shakespeare; thence northerly along that boundary to the intersection with the centre line of Agnew Lake; thence in a westerly and northerly direction along the centre line of the Spanish River System composed of Agnew Lake, the Spanish River, Boswell Rapids, Graveyard Rapids, The Elbow and Spanish Lake to the intersection with the centre line of the East Spanish River; thence in a northerly direction along the centre line of the East Spanish River System composed of the East Spanish River, Expanse Lake, First Lake, Second Lake, Third Lake, Fourth Lake, Fifth Lake, Sixth Lake, Seventh Lake, Eighth Lake, Ninth Lake, Tenth Lake, Duke Lake and Eleventh Lake to the intersection with the centre line of Eastsand Creek; thence in a northeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 144; thence in a northerly direction

along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 560; thence in an easterly direction along that centre line to the intersection with the centre line of the right of way of the Canadian National Railway Company; thence in a southeasterly direction along that centre line to the place of beginning.

#### Part 40

All those lands in the territorial districts of Nipissing, Sudbury and Timiskaming in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of the right of way of the Canadian National Railway Company with the centre line of that part of the King's Highway known as Secondary Highway No. 560 in the geographic Township of Westbrook; thence in a northeasterly direction along the centre line of that part of the King's Highway known as Secondary Highway No. 560 to the intersection with the centre line of the West Montreal River; thence in a northeasterly, northerly, easterly and southerly direction along the centre line of the West Montreal River System composed of Duncan Lake, the West Montreal River, Penassi Lake, Mistinikon Lake, Matachewan Lake and Lower Matachewan Lake to the intersection with the centre line of the Montreal River; thence in a southeasterly direction along the centre line of the Montreal River System composed of the Montreal River, Elk Lake, Mountain Lake and Bay Lake to the intersection with the Interprovincial Boundary between Ontario and Quebec; thence in a southeasterly direction along that boundary to the intersection with the northeasterly production of the centre line of Ottertail Creek; thence in a southwesterly direction along that production and that centre line composed of Ottertail Creek, Otter Lake and a stream flowing into Otter Lake, to the intersection with the northerly boundary of the geographic Township of Hammell; thence westerly along the northerly boundary of the geographic townships of Hammell and Gladman to the intersection with the centre line of Marten Lake; thence westerly and northerly along the centre line of lakes and connecting waterways composed of Marten Lake, the Marten River, Red Cedar Lake, the Temagami River, Cross Lake, Outlet Bay, Lake Temagami, Northwest Arm and Obabika Inlet to the intersection with the high-water mark at the most westerly extremity of Obabika Inlet; thence west astronomically to the intersection with the centre line of Obabika Lake; thence in a southerly and westerly direction along that centre line and the production of that centre line to the intersection with the centre line of Wawiagama Lake; thence southwesterly along that centre line to the intersection with the centre line of Wawiagama Creek; thence in a southwesterly direction along that centre line to the intersection with the centre line of the Obabika River; thence in a southwesterly direction along that centre line to the intersection with the centre line of the Sturgeon River; thence in a northwesterly direction along that centre line to the intersection with the centre line of Oshawatagan Creek; thence in a westerly direction along that centre line to the intersection with the easterly boundary of the geographic Township of Stull; thence westerly along a straight line to the intersection with the centre line of Silvester Creek; thence in a southerly



and westerly direction along that centre line to the intersection with the centre line of the Wanapitei River; thence in a southwesterly direction along that centre line to the intersection with the centre line of the right of way of the Canadian National Railway Company; thence in a northwesterly direction along that centre line to the place of beginning.

#### Part 41

All those lands in the territorial districts of Nipissing and Sudbury in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of the right of way of the Canadian National Railway Company with the centre line of that part of the King's Highway known as No. 17 at the Town of Coniston; thence in an easterly direction along the centre line of that part of the King's Highway known as No. 17 and the northeasterly production of that centre line to the intersection with the Interprovincial Boundary between Ontario and Quebec; thence in a northwesterly direction along that boundary to the intersection with the northeasterly production of the centre line of Ottertail Creek; thence in a southwesterly direction along that production and centre line composed of Ottertail Creek, Otter Lake and a stream flowing into Otter Lake, to the intersection with the northerly boundary of the geographic Township of Hammell; thence westerly along the northerly boundary of the geographic townships of Hammell and Gladman to the intersection with the centre line of Marten Lake; thence westerly and northerly along the centre line of lakes and connecting waterways composed of Marten Lake, the Marten River, Red Cedar Lake, the Temagami River, Cross Lake, Outlet Bay, Lake Temagami, Northwest Arm and Obabika Inlet, to the intersection with the high-water mark at the most westerly extremity of Obabika Inlet; thence west astronomically to the intersection with the centre line of Obabika Lake; thence in a southerly and westerly direction along that centre line and the production of that centre line to the intersection with the centre line of Wawigama Lake; thence southwesterly along that centre line to the intersection with the centre line of Wawigama Creek; thence in a southwesterly direction along that centre line to the intersection with the centre line of the Obabika River; thence in a southwesterly direction along that centre line to the intersection with the centre line of the Sturgeon River; thence in a northwesterly direction along that centre line to the intersection with the centre line of Oshawatagan Creek; thence in a westerly direction along that centre line to the intersection with the easterly boundary of the geographic Township of Stull; thence westerly along a straight line to the intersection with the centre line of Silvester Creek; thence in a southerly and westerly direction along that centre line to the intersection with the centre line of the Wanapitei River; thence in a southwesterly direction along that centre line to the intersection with the centre line of the right of way of the Canadian National Railway Company; thence in a southeasterly direction along that centre line to the place of beginning.

## Part 42

All those lands in the territorial districts of Algoma, Manitoulin, Nipissing and Sudbury in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 17 with the centre line of the Serpent River; thence in a westerly direction along the centre line of the Serpent River to the intersection with the high-water mark on the North Channel of Lake Huron; thence in a southwesterly direction along that high-water mark on the westerly boundary of the Serpent River Indian Reserve No. 7 to the most southwesterly extremity of Long Point; thence south astronomically to the intersection with the Territorial District Boundary between Algoma and Manitoulin; thence in an easterly direction along that boundary to the intersection with the high-water mark on the northerly shore of the North Channel of Lake Huron at the southwesterly corner of the geographic Township of Harrow; thence in an easterly direction along that high-water mark to the intersection with the centre line of that part of the King's Highway known as No. 68; thence in a southerly direction along that centre line to the intersection with the northerly boundary of Whitefish Indian Reserve No. 4; thence in an easterly direction along that boundary to the intersection with the high-water mark of Iroquois Bay; thence in a northerly, easterly, southeasterly and southwesterly direction along the high-water mark of Iroquois Bay, East Channel, McGregor Bay, Narrow Bay, Frazer Bay and Killarney Bay to the intersection with a straight line drawn north astronomically from the most westerly extremity of Phillip Edward Island; thence in a southerly direction along that straight line to the intersection with the high-water mark on the westerly shore of Phillip Edward Island; thence in a southerly and easterly direction along that high-water mark to the most southeasterly extremity of Phillip Edward Island; thence east astronomically to the intersection with the high-water mark on the north shore of Georgian Bay; thence in an easterly direction along that high-water mark to the intersection with the centre line of Fort Channel of the French River; thence in a northeasterly and easterly direction along that centre line and the centre line of the Main Channel of the French River to the confluence with the waters of Lake Nipissing; thence in an easterly direction along the water's edge on the southerly and easterly shore of Lake Nipissing to the intersection with the southerly boundary of the City of North Bay; thence in an easterly and northerly direction along the southerly and easterly boundary of the City of North Bay to the intersection with the centre line of that part of the King's Highway known as No. 17; thence in a westerly direction along that centre line to the place of beginning.

## Part 43

All those lands in the Territorial District of Manitoulin in the Province of Ontario described as follows:



Beginning at a point in the Territorial District Boundary between Algoma and Manitoulin distant 20 kilometers measured easterly along that boundary from its intersection with the International Boundary between Canada and the United States of America opposite Drummond Island; thence in an easterly direction along that Territorial District Boundary to the intersection with the high-water mark on the northerly shore of the North Channel of Lake Huron at the southwest corner of the geographic Township of Harrow; thence in an easterly direction along that high-water mark to the intersection with the centre line of that part of the King's Highway known as No. 68; thence in a southerly direction along that centre line to the intersection with the northerly boundary of Whitefish Indian Reserve No. 4; thence in an easterly direction along that boundary to the intersection with the high-water mark of Iroquois Bay; thence in a northerly, easterly, southeasterly and southwesterly direction along the high-water mark of Iroquois Bay, East Channel, McGregor Bay, Narrow Bay, Frazer Bay and Killarney Bay to the intersection with a straight line drawn north astronomically from the most westerly extremity of Phillip Edward Island; thence in a southerly direction along that straight line to the intersection with the high-water mark on the westerly shore of Phillip Edward Island; thence in a southerly and easterly direction along that high-water mark to the most southeasterly extremity of Phillip Edward Island; thence east astronomically to the intersection with the high-water mark on the north shore of Georgian Bay; thence in an easterly direction along that high-water mark to the intersection with the centre line of Fort Channel of the French River; thence in a southwesterly direction along that centre line to the confluence with the waters of Georgian Bay; thence in a southerly direction along a line drawn south astronomically from the confluence of the waters of Fort Channel of the French River with the waters of Georgian Bay to the intersection with a line drawn east astronomically from the most southerly extremity of Lucas Island; thence in a westerly direction along that line to the intersection with the most southerly extremity of Lucas Island; thence continuing in a westerly direction along a line drawn west astronomically from the most southerly extremity of Lucas Island to the International Boundary between Canada and the United States of America; thence in a northwesterly direction along that boundary to the intersection with a line drawn south  $32^{\circ}$  west astronomically from the place of beginning; thence north  $32^{\circ}$  east astronomically to the confluence of the waters of Lake Huron with the waters of Mississagi Strait; thence in a northeasterly direction along the centre line of Mississagi Strait to the confluence with the waters of the North Channel; thence north  $32^{\circ}$  east astronomically through the North Channel to the place of beginning.

#### Part 44

All those lands in the Territorial District of Manitoulin in the Province of Ontario described as follows:

Beginning at the intersection of the International Boundary between Canada and the United States of America with the Territorial District Boundary between Algoma and Manitoulin opposite Drummond Island; thence in an easterly

direction along that boundary a distance of 20 kilometers; thence south  $32^{\circ}$  west astronomically through the waters of the North Channel to the confluence of those waters with the waters of Mississagi Strait; thence southwesterly along the centre line of Mississagi Strait to the confluence with the waters of Lake Huron; thence continuing south  $32^{\circ}$  west astronomically to the intersection with the International Boundary between Canada and the United States of America; thence in a northwesterly and northeasterly direction along that boundary to the place of beginning.

#### Part 45

All those lands in the Territorial District of Algoma in the Province of Ontario described as follows:

Beginning at the intersection of the International Boundary between Canada and the United States of America with the easterly boundary of the Township of Hilton; thence in a northerly and northwesterly direction along that boundary to the intersection with the northeasterly boundary of the Township of St. Joseph; thence in a northwesterly and westerly direction along that boundary to the intersection with the International Boundary between Canada and the United States of America; thence in a southeasterly and easterly direction along that centre line to the place of beginning.

#### Part 46

All those lands in the Territorial District of Parry Sound and The District Municipality of Muskoka in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of the Main Channel of the French River with the centre line of that part of the King's Highway known as No. 69; thence southeasterly along the centre line of that highway to the intersection with the centre line of that part of the King's Highway known as No. 169; thence in a southeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 11 at Gravenhurst; thence southerly along that centre line to the intersection with the centre line of the Severn River; thence westerly, northerly, northwesterly and southwesterly along that centre line to the centre line of Gloucester Pool; thence continuing southwesterly along the centre line of Gloucester Pool and Little Lake to the intersection with the centre line of Midland Bay; thence in a northwesterly direction along that centre line to the confluence with the waters of Georgian Bay; thence northwesterly in a straight line to the intersection with the most northerly extremity of Giant's Tomb Island; thence in a northwesterly direction along a straight line to the intersection of a line drawn east astronomically from the most southerly extremity of Lucas Island with a line drawn south astronomically from the confluence of the Fort Channel of the French River with the waters of Georgian Bay; thence in a northerly direction along that projected line to the intersection with the centre line of the Fort Channel

of the French River; thence in a northeasterly and easterly direction along that centre line and the centre line of the Main Channel of the French River to the place of beginning.

Saving and excepting that part of the Township of Muskoka Lakes, formerly the Township of Medora, in The District Municipality of Muskoka lying easterly of the centre line of the right of way of the Canadian National Railway Company and westerly of the centre line of that part of the King's Highway known as No. 169, and saving and excepting that part of the Township of Muskoka Lakes and the Town of Gravenhurst, formerly the Township of Wood, lying southerly of the centre line of that part of the King's Highway known as No. 169, easterly of the centre line of the right of way of the Canadian National Railway Company and northerly of the line between concessions XV and XVI in the said Township of Wood.

#### Part 47

All those lands in the territorial districts of Nipissing and Parry Sound in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 69 with the centre line of the Main Channel of the French River; thence in a northeasterly direction along the centre line of that river to the confluence with the waters of Lake Nipissing; thence in an easterly and northerly direction along the water's edge on the southerly and easterly shore of Lake Nipissing to the intersection with the southerly boundary of the City of North Bay; thence in an easterly and northerly direction along the southerly and easterly boundary of the City of North Bay to the intersection with the centre line of that part of the King's Highway known as No. 11; thence in a southerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 124; thence in a south-westerly direction along that centre line to the intersection with the northerly bank of the Magnetawan River; thence continuing in a westerly direction along the northerly bank of the north branch of the Magnetawan River to the intersection with the centre line of that part of the King's Highway known as No. 69; thence in a northerly direction along that centre line to the place of beginning.

#### Part 48

All those lands in the territorial districts of Nipissing and Parry Sound and the County of Renfrew in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 11 with the centre line of that part of the King's Highway known as No. 17 in the City of North Bay; thence in an easterly direction along the centre line of that part of the King's Highway known as No. 17 and the northeasterly production of that centre line in the Town of



Mattawa to the intersection with the Interprovincial Boundary between Ontario and Quebec; thence in an easterly and southeasterly direction along that boundary to the intersection with the northeasterly production of the centre line of Trafalgar Road in the City of Pembroke being also of that part of the King's Highway known as No. 62; thence in a southwesterly direction along that production and the centre line of that part of the King's Highway known as No. 62 to the intersection with the centre line of the Indian River; thence in a westerly direction along that centre line to the intersection with the boundary of Algonquin Provincial Park; thence in a northwesterly, southwesterly and southeasterly direction along that boundary to the intersection with the centre line of the Amable du Fond River in the geographic Township of Ballantyne; thence in a westerly direction along that centre line to the intersection with the waters of Kawawaymog Lake; thence in a westerly direction along that water's edge to the intersection with the southerly production of the centre line of a road known locally as the South River access road; thence in a southwesterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 11 at the Village of South River; thence in a northerly direction along that centre line to the place of beginning.

#### Part 49

All those lands in the Territorial District of Parry Sound and The District Municipality of Muskoka in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 69 with the water's edge along the northerly bank of the north branch of the Magnetawan River; thence in a general easterly direction along that water's edge to the intersection with the centre line of that part of the King's Highway known as No. 124; thence in a general easterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 11; thence in a general southerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 141; thence in a general southwesterly and northwesterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 69; thence in a general northwesterly direction along that centre line to the place of beginning.

#### Part 50

All those lands in the territorial districts of Parry Sound and Nipissing, The District Municipality of Muskoka and the Provisional County of Haliburton in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 11 with the centre line of a road known locally as the South River access road at the Village of South River; thence in a northeasterly direction along the centre line of the South River access road to the intersection

with the water's edge along the north shore of Kawawaymog Lake; thence in a general easterly direction along that water's edge to the intersection with the centre line of the Amable du Fond River; thence in a general easterly direction along that centre line to the intersection with the westerly boundary of Algonquin Provincial Park in the geographic Township of Ballantyne; thence in a southerly direction along that boundary to the intersection with the centre line of that part of the King's Highway known as No. 60; thence in a general southwesterly and northwesterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 11; thence in a general northwesterly direction along that centre line to the place of beginning.

#### Part 51

All those lands in the Territorial District of Nipissing and the Provisional County of Haliburton in the Province of Ontario described as follows:

Beginning at the intersection of the north boundary of Algonquin Provincial Park with the centre line of a road known locally as the Brent Road in the geographic Township of Deacon; thence in a southerly direction along that centre line to the intersection with the centre line of the right of way of the Canadian National Railway Company at the Dispersed Rural Community of Brent; thence in a southeasterly direction along that centre line to the intersection with the centre line of the Little Madawaska River at the Railway Point of Odenback; thence in a southwesterly direction along that centre line, the centre line of Charles Creek and the centre line of Charles Lake to the intersection with the water's edge at the most westerly extremity of Charles Lake; thence in a southeasterly direction along a straight line running from the most westerly extremity of Charles Lake to the most northerly extremity of Annie Bay of Opeongo Lake; thence in a general southeasterly, northwesterly, westerly and southerly direction along the water's edge of Opeongo Lake to the intersection with the centre line of a road known locally as Opeongo Lake Access Road; thence in a southerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 60; thence in a general southeasterly direction along that centre line to the intersection with the boundary of Algonquin Provincial Park in the geographic Township of Airy; thence in a southwesterly and southeasterly direction along that boundary to the intersection with the northerly boundary of the Township of Dysart, Bruton, Clyde, Dudley, Eyre, Guilford, Harburn, Harcourt and Havelock which was formerly the Township of Clyde; thence in a southwesterly direction along the northerly boundary of that part to the intersection with the boundary of Algonquin Provincial Park at the northeasterly corner of the Township of Dysart, Bruton, Clyde, Dudley, Eyre, Guilford, Harburn, Harcourt and Havelock which was formerly the Township of Eyre; thence in a southwesterly, northwesterly and northeasterly direction along the southerly, westerly and northerly boundaries of Algonquin Provincial Park to the place of beginning.



## Part 52

All those lands in the Territorial District of Nipissing in the Province of Ontario described as follows:

Beginning at the intersection of the north boundary of Algonquin Provincial Park with the centre line of a road known locally as the Brent Road in the geographic Township of Deacon; thence in a southerly direction along that centre line to the intersection with the centre line of the right of way of the Canadian National Railway Company at the Dispersed Rural Community of Brent; thence in a southeasterly direction along that centre line to the intersection with the centre line of the Little Madawaska River at the Railway Point of Odenback; thence in a southwesterly direction along that centre line, the centre line of Charles Creek, and the centre line of Charles Lake to the intersection with the water's edge at the most westerly extremity of Charles Lake; thence in a southeasterly direction along a straight line running from the most westerly extremity of Charles Lake to the most northerly extremity of Annie Bay of Opeongo Lake; thence southeasterly, northwesterly, westerly and southerly along the water's edge of Opeongo Lake to the intersection with the centre line of a road known locally as the Opeongo Lake Access Road; thence in a southerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 60; thence in a southeasterly direction along that centre line to the intersection with the boundary of Algonquin Provincial Park in the geographic Township of Airy; thence in a northeasterly, northwesterly and southwesterly direction along the south, east and north boundaries of Algonquin Provincial Park to the place of beginning.

## Part 53

All those lands in the Territorial District of Parry Sound, The District Municipality of Muskoka, the counties of Simcoe and Victoria and the Provisional County of Haliburton in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 141 with the centre line of that part of the King's Highway known as No. 69; thence in a southerly direction along the centre line of that part of the King's Highway known as No. 69 to the centre line of that part of the King's Highway known as No. 169; thence in a southeasterly direction along that centre line to the centre line of that part of the King's Highway known as No. 11; thence in a southerly direction along that centre line to the centre line of the Severn River; thence in an easterly and southerly direction along that centre line to the westerly production of the centre line of the Black River; thence in an easterly and northerly direction along that production and the centre line of the Black River to the centre line of that part of the King's Highway known as No. 35; thence in a northwesterly direction along that centre line to the intersection with the centre line of that

part of the King's Highway known as No. 60; thence in a westerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 11; thence in a southerly direction along that centre line to the centre line of that part of the King's Highway known as No. 141; thence in a southwesterly and northwesterly direction along that centre line to the place of beginning.

Saving and excepting that part of the Township of Muskoka Lakes in The District Municipality of Muskoka, formerly the Township of Medora, lying easterly of that part of the King's Highway known as No. 169 and the centre line of the right of way of the Canadian National Railway Company.

Also saving and excepting that part of the Township of Muskoka Lakes in The District Municipality of Muskoka, formerly the Township of Wood, lying easterly of the centre line of the right of way of the Canadian National Railway Company and northerly of the centre line of that part of the King's Highway known as No. 169.

Also saving and excepting that part of the Township of Rama lying easterly of the centre line of the Severn River and northerly and westerly of the Black River.

#### Part 54

All those lands in The District Municipality of Muskoka and the Provisional County of Haliburton in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 60 with the centre line of that part of the King's Highway known as No. 35; thence in a southeasterly direction along the centre line of that part of the King's Highway known as No. 35 to the intersection with the centre line of the river connecting Boshkung Lake and Beech Lake, being part of the Gull River System; thence in a northeasterly direction along the centre line of that river system comprised of Beech Lake, Maple Lake, Green Lake, Pine Lake, Cranberry Lake, Eagle Lake, Moose Lake, Oblong Lake, Haliburton Lake and Percy Lake to the intersection with the boundary of Algonquin Provincial Park; thence in a southeasterly, northeasterly and northwesterly direction along that boundary to the intersection with the northerly boundary of the Township of Dysart, Bruton, Clyde, Dudley, Eyre, Guilford, Harburn, Harcourt and Havelock, formerly the Township of Clyde; thence in a southwesterly direction along that boundary of that part to the intersection with the boundary of Algonquin Provincial Park at the northeast corner of the Township of Dysart, Bruton, Clyde, Dudley, Eyre, Guilford, Harburn, Harcourt and Havelock which was formerly the Township of Eyre; thence in a southwesterly and northwesterly direction along that boundary to the intersection with the centre line of that part of the King's Highway known as No. 60; thence in a southwesterly direction along that centre line to the place of beginning.

## Part 55

All those lands in the Territorial District of Nipissing and the County of Renfrew in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 62 with the centre line of that part of the King's Highway known as No. 41 in the City of Pembroke; thence in a southerly direction along the centre line of that part of the King's Highway known as No. 41 to the intersection with the centre line of that part of the King's Highway known as No. 60; thence in a westerly and southwesterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 62 in the Village of Barry's Bay; thence in a southerly direction along that centre line to the intersection with the southerly boundary of the Township of Sherwood; thence in a southwesterly direction along the southerly boundary of the townships of Sherwood and Jones and the geographic townships of Lyell and Sabine to the intersection with the boundary of Algonquin Provincial Park; thence in a northwesterly and northeasterly direction along that boundary to the intersection with the centre line of the Indian River; thence in an easterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 62; thence in a northeasterly direction along that centre line to the place of beginning.

## Part 56

All those lands in The District Municipality of Muskoka and the counties of Peterborough, Simcoe and Victoria and the Provisional County of Haliburton in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of the Black River with the centre line of that part of the King's Highway known as No. 35; thence in a southerly direction along the centre line of that part of the King's Highway known as No. 35 to the intersection with the centre line of the river connecting Boshkung Lake and Beech Lake, being part of the Gull River System; thence in a northeasterly direction along the centre line of the Gull River System composed of Beech Lake, Maple Lake, Green Lake, Pine Lake, Cranberry Lake, Eagle Lake, Moose Lake, Oblong Lake, Haliburton Lake and Percy Lake to the intersection with the westerly boundary of the Township of Bruton; thence in a southeasterly direction along the westerly boundary of the townships of Bruton and Harcourt to the intersection with the centre line of County Road No. 15 running in a southeasterly direction near the west boundary of

the Township of Harcourt; thence in a southeasterly direction along that centre line to the intersection with that part of the King's Highway known as Secondary Highway No. 648 near the Compact Rural Community of Wilberforce; thence in a southwesterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 121; thence in a southwesterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 503 at the Compact Rural Community of Tory Hill; thence in a southwesterly direction along that centre line and the centre line of County Road No. 45 to the intersection with the centre line of that part of the King's Highway known as No. 169; thence in a northwesterly direction along that centre line to the intersection with the centre line of the Black River; thence in a northerly and northeasterly direction along that centre line to the place of beginning.

Saving and excepting that part of the Township of Rama lying easterly of the centre line of the right of way of that part of the King's Highway known as No. 169 and southerly and easterly of the centre line of the Severn River and the Black River and northerly of the centre line of County Road No. 45.

#### Part 57

All those lands in the counties of Hastings and Renfrew and the Provisional County of Haliburton in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 121 with the centre line of that part of the King's Highway known as Secondary Highway No. 648 in the Township of Monmouth; thence in a northerly direction along the centre line of that part of the King's Highway known as Secondary Highway No. 648 to the intersection with the centre line of County Road No. 15 north of the Compact Rural Community of Wilberforce and running in a northwesterly direction west of the westerly boundary of the Township of Harcourt; thence in a northwesterly and north-easterly direction along that centre line to the intersection with the westerly boundary of the Township of Harcourt; thence in a northerly direction along that westerly boundary to the intersection with the southerly boundary of the Township of Bruton; thence in an easterly and northerly direction along the southerly and easterly boundary of the Township of Bruton to the northerly boundary of the Township of McClure; thence in an easterly direction along the northerly boundary of the townships of Wicklow and Bangor and the northerly boundary of the Township of Radcliffe to the intersection with the centre line of that part of the King's Highway known as No. 62; thence in a southeasterly direction along that centre line to the intersection



with the centre line of that part of the King's Highway known as Secondary Highway No. 515 near the Dispersed Rural Community of Combermere; thence in a southeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 514 at the Dispersed Rural Community of Latchford Bridge; thence in a southerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 500 at the Dispersed Rural Community of Hardwood Lake; thence in a southwesterly and westerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 28 at the Village of Bancroft; thence in a southwesterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 121; thence in a westerly direction along that centre line to the place of beginning.

#### Part 58

All those lands in the counties of Lennox and Addington and Renfrew in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 60 with the centre line of that part of the King's Highway known as No. 62 at the Village of Barry's Bay; thence in a southeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 515 near the Dispersed Rural Community of Combermere; thence in a southeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 514 at the Dispersed Rural Community of Latchford Bridge; thence in a southerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 500 at the Dispersed Rural Community of Hardwood Lake; thence in a southeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 41 at the Compact Rural Community of Denbigh; thence in a northeasterly direction along that centre line to the intersection with the centre line of the Madawaska River; thence in a southeasterly and northeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 511; thence in a northwesterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 508 at the Compact Rural Community of Calabogie; thence in a southwesterly direction along that centre line to the intersection in the Township of Bagot and Blithfield, formerly the Township of Blithfield, with the centre line of the road running in a northwesterly direction from that part of the King's Highway known as Secondary Highway No. 508 to the Dispersed Rural Community of Dacre; thence in a northwesterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 132; thence in a westerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 41; thence in a northwesterly direction



along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 60; thence in a general westerly direction along that centre line to the place of beginning.

#### Part 59

All those lands in the County of Renfrew in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 62 with the centre line of that part of the King's Highway known as No. 41 in the City of Pembroke; thence in an easterly direction along the easterly production of the centre line of that part of the King's Highway known as No. 62 to the intersection with the Interprovincial Boundary between Ontario and Quebec; thence in a general southeasterly direction along that boundary to the intersection with the northeasterly production of the centre line of the Madawaska River near the Town of Arnprior; thence in a southwesterly direction along that production and that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 511; thence in a northwesterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 508 at the Compact Rural Community of Calabogie; thence in a southwesterly direction along that centre line to the intersection in the Township of Bagot and Blithfield, formerly the Township of Blithfield, with the centre line of the road running in a northwesterly direction from that part of the King's Highway known as Secondary Highway No. 508 to the Dispersed Rural Community of Dacre; thence in a northwesterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 132; thence in a westerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 41; thence in a northwesterly and northerly direction along that centre line to the place of beginning.

#### Part 60

All those lands in the counties of Hastings, Peterborough and Victoria and The Provisional County of Haliburton in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 35 with the centre line of that part of the King's Highway known as Secondary Highway No. 503 in the Compact Rural Community of Norland; thence in a northeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 121 at the Compact Rural Community of Tory Hill; thence in an easterly direction along that centre line to the intersection with the centre line of that part of the

King's Highway known as No. 28; thence in a northeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 62 at the Village of Bancroft; thence in a southeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 7; thence in a southwesterly direction along that centre line to the intersection near the Village of Havelock with the centre line of County Road No. 44 running in a northwesterly direction from that part of the King's Highway known as No. 7 to the Compact Rural Community of Nephton; thence in a northwesterly direction along that centre line and the centre line of County Road No. 6 to the intersection with the easterly production of the centre line of Stony Lake; thence in a westerly, southerly, northerly and southwesterly direction along that production and the centre line of the Kawartha Lake System including Stony Lake, Lower Buckhorn Lake, Buckhorn Lake, Pigeon Lake and Sturgeon Lake to the intersection with the centre line of that part of the King's Highway known as No. 35A at the Village of Fenelon Falls; thence in a southwesterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 35; thence in a northerly direction along that centre line to the place of beginning.

Saving and excepting those parts of the townships of Verulam and Fenelon lying northerly of the centre line of Sturgeon Lake and that part of the King's Highway known as No. 35A and easterly of that part of the King's Highway known as No. 35.

#### Part 61

All those lands in the counties of Frontenac, Hastings, Lennox and Addington and Renfrew in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 62 with the centre line of that part of the King's Highway known as Secondary Highway No. 500 at the Village of Bancroft; thence in a northeasterly and southeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 41 at the Compact Rural Community of Denbigh; thence in a southeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 7 at the Town of Kaladar; thence in a southwesterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 62; thence in a northwesterly direction along that centre line to the place of beginning.

#### Part 62

All those lands in the counties of Frontenac, Hastings and Lennox and Addington in the Province of Ontario described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 41 with the centre line of that part of the King's Highway known as Secondary Highway No. 506; thence in a northeasterly direction along that centre line to the intersection with the centre line of that part of the Mississippi River System known as Swamp Creek; thence in a general easterly direction along that centre line and the centre line of the Mississippi River System to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 509; thence in a southerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 7; thence in a northeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 38; thence in a southerly direction along that centre line to the intersection with the centre line of County Roads Nod. 7 and 14 running in a westerly and southwesterly direction from the intersection with the centre line of that part of the King's Highway known as No. 38, through the Compact Rural Communities of Bellrock and Enterprise, and the Dispersed Rural Communities of Lens and Croydon to the intersection with the centre line of that part of the King's Highway known as No. 41; thence along the centre line of that road to the intersection with the centre line of that part of the King's Highway known as No. 41; thence in a northwesterly direction along that centre line to the intersection with the centre line of County Roads Nod. 3, 32 and 13 running in a northwesterly and westerly direction from that intersection through the Compact Rural Community of Marlbank and the Dispersed Rural Communities of Larkins and Stoco to the intersection with the centre line of that part of the King's Highway known as No. 37; thence in a northwesterly direction along the centre line of that road to the intersection with the centre line of that part of the King's Highway known as No. 37; thence in a northerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 7; thence in a northeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 41; thence in a northerly direction along that centre line to the place of beginning.

### Part 63

All those lands in the counties of Frontenac, Lanark, Lennox and Addington and Renfrew and The Regional Municipality of Ottawa-Carleton described in Parts 63A. and 63B.

### Part 63A.

Beginning at the intersection of the centre line of the Madawaska River with the centre line of that part of the King's Highway known as No. 41; thence in a southerly and southeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as Secondary Highway No. 506; thence in a northeasterly direction along that centre line to the intersection with the centre line of that part of the Mississippi River System known as Swamp Creek; thence in a general easterly direction along that centre line and the centre line of the Mississippi River System to the intersection with the centre line of that part of the King's Highway known as



Secondary Highway No. 509; thence in a southerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 7; thence in a northeasterly direction along that centre line to the intersection with the easterly boundary of the Township of Oso in the County of Frontenac; thence northerly along the easterly boundary of the Township of Oso and the easterly boundary of the townships of Palmerston and South Canonto to the southerly boundary of the Township of Blithfield; thence easterly along the southerly boundary of the townships of Blithfield, Bagot and McNab to the intersection with the centre line of the Madawaska River; thence in a westerly, southwesterly and northwesterly direction along that centre line to the place of beginning.

#### Part 63B.

Beginning at the intersection of the westerly boundary of the Township of South Sherbrooke with the centre line of that part of the King's Highway known as No. 7; thence in a northeasterly direction along that centre line to the intersection with the centre line of County Road No. 1 running in a northwesterly direction from the Town of Perth through the Village of Lanark to the Compact Rural Community of Hopetown; thence in a northwesterly direction along that centre line to the intersection with the centre line of County Road No. 16 running in a northeasterly direction from the Compact Rural Community of Hopetown to the Town of Almonte; thence in a northeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 29; thence in a northwesterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 17; thence in a northwesterly direction along that centre line to the intersection with the centre line of the Madawaska River; thence in a westerly direction to the intersection with the northerly boundary of the Township of Pakenham; thence in a westerly direction along the northerly boundary of the townships of Pakenham, Darling and Lavant to the northwesterly corner of the Township of Lavant; thence southerly along the westerly boundary of the Township of Lavant, the Township of North Sherbrooke and the Township of South Sherbrooke to the place of beginning.

#### Part 64

All those lands in the counties of Lanark and Renfrew and The Regional municipality of Ottawa-Carleton described as follows:

1. That part of The Regional Municipality of Ottawa-Carleton lying west of the centre line of the Rideau River and east of the centre line of that part of the King's Highway known as No. 29.
2. That part of the County of Renfrew lying east of the centre line of the Madawaska River and north of the centre line of that part of the King's Highway known as No. 17.
3. That part of the County of Lanark described as follows:

Beginning at the intersection of that part of the King's Highway known as No. 29, with the easterly boundary of the Township of Pakenham; thence in a

southerly direction along the easterly boundary of the townships of Pakenham, Ramsay and Beckwith to the southeasterly corner of the Township of Beckwith; thence westerly along the southerly boundary of the Township of Beckwith to the northeasterly corner of the Township of Montague; thence southerly along the easterly boundary of the Township of Montague to the intersection with the centre line of the Rideau River; thence in a westerly direction along that centre line to the intersection with that part of the King's Highway known as No. 29; thence in a northerly direction along that centre line to the intersection with that part of the King's Highway known as No. 43; thence in a westerly direction along that centre line to the intersection with that part of the King's Highway known as No. 7; thence in a westerly direction along that centre line to the intersection with County Road No. 1; thence in a northwesterly direction along that centre line through the Village of Lanark to the Compact Rural Community of Hopetown; thence in a northwesterly direction along that centre line to the intersection with the centre line of County Road No. 16 running in a northeasterly direction from the Compact Rural Community of Hopetown to the Town of Almonte; thence in a northeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 29; thence in a northwesterly direction along that centre line to the place of beginning.

Part 65

All those lands in the united counties of Stormont, Dundas and Glengarry Prescott and Russell and The Regional Municipality of Ottawa-Carleton described as follows:

1. The united counties of Stormont, Dundas and Glengarry, and of Prescott and Russell.
2. That part of The Regional Municipality of Ottawa-Carleton lying west of the centre line of the Rideau River.

Part 66

All those lands in the united counties of Leeds and Grenville described in Part 66A and Part 66B.

Part 66A

1. That part of the united counties of Leeds and Grenville lying north of the centre line of that part of the King's Highway known as No. 401 and east of the centre line of that part of the King's Highway known as No. 29 and excluding the G. Howard Ferguson Nursery in the Township of Oxford;

Part 66B

1. The G. Howard Ferguson Nursery in the Township of Oxford in the united counties of Leeds and Grenville.

Part 67

All those lands in the counties of Frontenac and Lanark and the united counties of Leeds and Grenville described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 38 with the centre line of that part of the King's Highway known as No. 7; thence in an easterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 43; thence in an easterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 29; thence in a southerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 401; thence in a westerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 38; thence in a northerly direction along that centre line to the place of beginning.



## Part 68

All those lands in the counties of Frontenac, Hastings, Lennox and Addington, and Northumberland described as follows:

Beginning at the intersection of the centre line of the Crowe River with the centre line of that part of the King's Highway known as No. 7; thence in an easterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 37; thence in a southerly direction along that centre line to the intersection with the centre line of Hastings County Road No. 13; thence in an easterly direction along that centre line to the intersection with the centre line of Hastings County Road No. 7; thence in an easterly direction along that centre line to the intersection with Lennox and Addington County Road No. 3; thence in an easterly direction along that centre line to the intersection with that part of the King's Highway known as No. 41; thence in a southerly direction along that centre line to the intersection with the centre line of Lennox and Addington County Road No. 14; thence in an easterly direction along that centre line to the intersection with the centre line of Frontenac County Road No. 7; thence in an easterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 38; thence in a southerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 401; thence in a westerly direction along that centre line to the intersection with the centre line of the Trent River; thence in a northerly direction along that centre line to the confluence with the centre line of the Crowe River; thence in a northerly direction along that centre line to the place of beginning.

## Part 69

All those lands in the counties of Frontenac, Hastings, Lennox and Addington and united counties of Leeds and Grenville described in Part 69A and Part 69B.

## Part 69A

1. That part of the County of Hastings lying south of the centre line of that part of the King's Highway known as No. 401 and east of the centre line of the Trent River.
2. Those parts of the counties of Frontenac and Lennox and Addington lying south of the centre line of that part of the King's Highway known as No. 401.

## Part 69B

1. Those parts of the united counties of Leeds and Grenville lying south of the centre line of that part of the King's Highway known as No. 401.

## Part 70

The County of Prince Edward;

## Part 71

All those lands in the counties of Hastings and Northumberland described as follows:

1. That part of the County of Hastings lying west and south of the centre line of the Trent River.
2. That part of the County of Northumberland described as follows:

Beginning at the northwesterly corner of the Township of Hope; thence in a northeasterly direction along the northerly boundaries of the townships of Hope, Hamilton, Alnwick, Percy and Seymour to the northeastern corner of the Township of Seymour; thence southeasterly along the easterly boundary of the Township of Seymour to the intersection with the centre line of the Crowe River; thence in a southwesterly direction along that centre line to the intersection with the centre line of the Trent River; thence in a southerly and easterly direction along that centre line to the intersection with the easterly boundary of the Township of Murray; thence in a southerly direction along the easterly

boundary of the Township of Murray to the southeasterly corner of the Township of Murray; thence in a southwesterly direction along the southerly boundaries of the townships of Murray, Brighton, Cramahe, Haldimand, Hamilton and Hope to the southwesterly corner of the Township of Hope; thence in a northwesterly direction along the westerly boundary of the Township of Hope to the place of beginning.

#### Part 72

All those lands in the County of Peterborough described as follows:

Those portions of the townships of North Monaghan, South Monaghan, Otonabee and Asphodel in the County of Peterborough lying south of that part of the King's Highway known as No. 7.

#### Part 73

All those lands in the counties of Hastings and Peterborough described as follows:

1. That part of the County of Hastings lying south of the centre line of that part of the King's Highway known as No. 7 and west of the centre line of the Crowe River.
2. That part of the County of Peterborough described as follows:

Beginning at the intersection of the centre line of that part of the King's Highway known as No. 7 with the easterly boundary of the Township of Belmont and Methuen which was formerly the Township of Belmont; thence in a southwesterly direction along that centre line to the intersection near the Village of Havelock with the centre line of County Road No. 44 running in a northwesterly direction from that part of the King's Highway known as No. 7 to the Compact Rural Community of Nephton; thence in a northwesterly direction along that centre line and the centre line of County Road No. 6 to the intersection with the easterly production of the centre line of Stony Lake; thence in a westerly, southerly, northerly and southwesterly direction along that production and the centre line of the Kawartha Lake System including Stony Lake, Lower Buckhorn Lake, Buckhorn Lake and Pigeon Lake to the intersection with the northwesterly corner of the Township of Ennismore; thence in a southerly direction along the westerly boundary of the townships of Ennismore and Smith to the intersection with the centre line of that part of the King's Highway known as No. 7; thence in a southerly and easterly direction along that centre line to the intersection with the westerly boundary of the Township of Belmont and Methuen which was formerly the Township of Belmont; thence in a general southerly, easterly and northerly direction along the westerly boundary of that part to the place of beginning.

#### Part 74

All those lands in the Township of Scugog in The Regional Municipality of Durham, formerly in the Township of Reach in the County of Ontario, more particularly described as follows:

Lot 19, Lot 20, west of the Whitby and Port Perry extension railway (now the Canadian National Railway Company), the south half of Lot 21 west of the said railway line in Concession XI, all of Lot 19, the north half of lots 20 and 21 west of the said railway line, and the west half of the south half of Lot 20 west of the Whitby and Port Perry extension railway (now the Canadian National Railway Company) in Concession X; the east half of the south half of Lot 14, the west quarter of the south half of Lot 14, the west half of Lot 15, the south half of Lot 16, the south half of Lot 17, the south half of the north half of Lot 16, the north half of Lot 18 and the north half of the south half of Lot 18,

that part of Lot 19 in Concession IX lying west of the Whitby and Port Perry extension railway (now the Canadian National Railway Company), the east half of Lot 14, all of Lot 15, and the east half of the north half of Lot 16 in Concession VIII, the south half of Lot 13, all of Lot 14, the north half of Lot 15, and the west half of the south half of Lot 15 in Concession VII in the said Township of Reach.

#### Part 75

All those lands in the County of Victoria described as follows:

Beginning at the intersection of the westerly boundary of the Township of Dalton with the centre line of that part of the King's Highway known as Secondary Highway No. 503 at the Compact Rural Community of Sebright; thence in a north-easterly, southerly and easterly direction along that centre line to the intersection with that part of the King's Highway known as No. 35 at the Compact Rural Community of Norland; thence in a southerly direction along that centre line to the intersection with the northerly boundary of the Township of Fenelon; thence in an easterly direction along the northerly boundaries of the townships of Fenelon and Verulam to the northeasterly corner of the Township of Verulam; thence in a southerly direction along the easterly boundaries of the townships of Verulam and Emily to the southeasterly corner of the Township of Emily; thence in a westerly direction along the southerly boundary of the Township of Emily to the south-westerly corner of the Township of Emily; thence in a northerly direction along the westerly boundary of the Township of Emily to the intersection with the southerly boundary of the Township of Ops; thence in a westerly direction along the southerly boundary of the Township of Ops to the southwesterly corner of the Township of Ops; thence in a northerly direction along the westerly boundary of the townships of Ops and Fenelon to the intersection with the southerly boundary of the Township of Eldon; thence in a westerly direction along the southerly boundary of the Township of Eldon to the southwesterly corner of the Township of Eldon; thence in a northerly direction along the westerly boundaries of the townships of Eldon, Carden, and Dalton to the place of beginning.

#### Part 76

All those lands in the County of Simcoe described as follows:

1. The townships of Mara, Matchedash and Rama.
2. That part of the Township of Orillia lying northeast of the centre line of the right of way of the Canadian Pacific Limited.
3. That part of the Township of Tay lying northeast of those parts of the King's Highway known as No. 12 and No. 103.
4. That part of the Township of Medonte lying north of the centre line of the right of way of the Canadian Pacific Limited which runs from the Dispersed Rural Community of New Unthoff to the Dispersed Rural Community of Fesserton.

#### Part 77

All those lands in the County of Simcoe described as follows:

1. The Township of Oro.
2. That part of the Township of Orillia lying southwest of the centre line of the right of way of the Canadian Pacific Limited.
3. That part of the Township of Medonte described as follows:

Beginning at the intersection of that part of the King's Highway known as No. 93 with the centre line of that part of Simcoe County Road No. 19 at the Village of Hillsdale; thence in a northeasterly direction along that centre line to the intersection with the centre line of the Sturgeon River; thence in a northeasterly direction along that centre line to the intersection with the northerly boundary of the Township of Medonte; thence in an easterly direction along the northerly boundary of the Township of Medonte to the intersection with the centre line of the right of way of the Canadian Pacific Limited running from the Dispersed Rural Community of New Uhthoff to the Dispersed Rural Community of Fesserton; thence in an easterly direction along that centre line to the intersection with the easterly boundary of the Township of Medonte; thence in a southerly direction along the easterly boundary of the Township of Medonte to the intersection with the southerly boundary of the Township of Medonte; thence in a westerly direction along the southerly boundary of the Township of Medonte to the intersection with that part of the King's Highway known as No. 93; thence in a northwesterly direction along that centre line to the place of beginning.

Saving and excepting therefrom that part of the Township of Medonte known as the Copeland Forest Resource Management Area.

#### Part 78

All those lands in the County of Simcoe described as follows:

1. The townships of Flos and Tiny.
2. That part of the Township of Nottawasaga described as follows:

Beginning at the intersection of the easterly boundary of the Township of Nottawasaga with the centre line of that part of the King's Highway known as No. 26; thence in a westerly direction along that centre line to the Town of Stayner; thence in a northerly direction along that centre line and its northerly extension to the water's edge of the Nottawasaga Bay; thence easterly along the water's edge to the intersection with the easterly boundary of the Township of Nottawasaga; thence in a southerly direction along the easterly boundary of the Township of Nottawasaga to the place of beginning.

3. That part of the Township of Sunnidale lying north of the centre line of that part of the King's Highway known as No. 26.
4. That part of the Township of Tay lying southwest of the centre lines of those parts of the King's Highway known as No. 12 and No. 103.
5. That part of the Township of Medonte described as follows:

Beginning at the intersection of the northern boundary of the Township of Medonte with the centre line of the Sturgeon River; thence in a southwesterly direction along that centre line to the intersection with the centre line of Simcoe County Road No. 19; thence in a southwesterly direction along that centre line to the intersection with that part of the King's Highway known as No. 93; thence in a southwesterly direction along that centre line to the intersection with the western boundary of the Township of Medonte; thence in a northerly direction along the western boundary of the Township of Medonte to the intersection with the northern boundary of the Township of Medonte; thence in an easterly direction along the northern boundary of the Township of Medonte to the place of beginning.



## Part 79

All those lands in the County of Simcoe described as follows:

1. The Township of Vespra.
2. That part of the Township of Sunnidale lying south of the centre line of that part of the King's Highway known as No. 26.
3. That part of the Township of Nottawasaga lying east of the centre line of Simcoe County Road No. 42 and south of the centre line of that part of the King's Highway known as No. 26.

## Part 80

All those lands in the townships of Essa and Tosorontio in the County of Simcoe composed of Canadian Forces Base Borden.

## Part 81

All those lands in the County of Simcoe described as follows:

1. The Township of West Gwillimbury.
2. That part of the Township of Innisfil lying east of the centre line of that part of the King's Highway known as No. 27.
3. That part of the Township of Essa lying east of the centre line of the right of way of the Canadian National Railway Company.
4. That part of the Township of Tecumseth lying east of the centre line of the right of way of the Canadian National Railway Company.

## Part 82

All those lands in the counties of Dufferin and Simcoe described as follows:

1. The Township of Adjala in the County of Simcoe.
2. The Township of Tosorontio in the County of Simcoe except that part known as Canadian National Forces Base Borden.
3. That part of the Township of Tecumseth in the County of Simcoe lying west of the centre line of the right of way of the Canadian National Railway Company.
4. That part of the Township of Essa in the County of Simcoe lying west of the centre line of the right of way of the Canadian National Railway Company and saving and excepting that part of the Township of Essa known as Canadian National Forces Base Borden.



5. That part of the Township of Innisfil in the County of Simcoe lying west of the centre line of that part of the King's Highway known as No. 27.

6. Those parts of the townships of Mono and Mulmur in the County of Dufferin lying east of the centre line of Dufferin County Road No. 18.

#### Part 83

All those lands in the counties of Dufferin and Simcoe described as follows:

1. That part of the Township of Nottawasaga in the County of Simcoe described as follows:

Beginning at the junction of Simcoe County Road 42 with the southern boundary of the Township of Nottawasaga; thence in a westerly direction along the southern boundary of the Township of Nottawasaga to the southwestern corner of the Township of Nottawasaga; thence in a northerly direction along the western boundary of the Township of Nottawasaga to the water's edge of Nottawasaga Bay; thence in a southeasterly and easterly direction along that water's edge to the junction with the northerly extension of that part of the King's Highway known as No. 26 at the Dispersed Rural Community of Brocks Beach; thence in a southerly direction along the northern extension and the centre line of that part of the King's Highway known as No. 26 to the intersection with the centre line of Simcoe County Road No. 42 at the Town of Stayner; thence in a southerly direction along that centre line to the place of beginning.

2. That part of the Township of Mulmur in the County of Dufferin lying west of the centre line of Dufferin County Road No. 18.

3. That part of the Township of Melancthon in the County of Dufferin lying east of the centre line of that part of the King's Highway known as No. 24.

4. That part of the Township of Mono in the County of Dufferin lying west of the centre line of Dufferin County Road No. 18 and east of the centre line of that part of the King's Highway known as No. 10 and No. 24.

#### Part 84

All those lands in the County of Dufferin described as follows:

1. The townships of Amaranth and East Garafraxa.

2. That part of the Township of Mono lying west of the centre line of that part of the King's Highway known as No. 10 and No. 24.

3. That part of the Township of Melancthon lying west of the centre line of that part of the King's Highway known as No. 24.

#### Part 85

All those lands in the Township of East Luther in the County of Dufferin and the Township of West Luther in the County of Wellington, more particularly described as follows:

Firstly:

Lots 20, 21, the south half of the north half of Lot 22 and the south half of the west half of the north half of Lot 23 in Concession IV; lots 19, 20, 21 and 23 in Concession V; lots 19, 20 and 21 in Concession VI; lots 19, 20 and 21 in Concession VII; lots 19, 20 and 21 in Concession VIII; lots 19, 20 and 21 in Concession IX; and lots 19, 20 and 21 in Concession X, all in the said Township of East Luther.

Secondly:

Lot 13, the north half of Lot 16 and all of lots 17 and 18 in Concession V; the east half of Lot 13 and all of lots 14, 15, 16, 17 and 18 in Concession VI; the south half of Lot 13 and all of lots 14, 15, 16, 17 and 18 in Concession VII; the north half of Lot 13, the north half of Lot 14, the east half of the south half of Lot 14, the east half of the west half of the south half of Lot 14 and all of lots 15, 16, 17 and 18 in Concession VIII; lots 13, 14, 15, 16, 17 and 18 in Concession IX; and lots 13, 14, 15, 16, 17 and 18 in Concession X, all in the said Township of West Luther.

Part 86

1. The townships of Albemarle, Amabel, Eastnor, Lindsay and St. Edmunds in the County of Bruce.
2. The Township of Keppel in the County of Grey, excluding Griffith Island.

Part 87

The County of Grey excluding the Township of Keppel.

Part 88

The townships of Arran, Brant, Bruce, Carrick, Culross, Elderslie, Greenock, Kincardine, Huron, Kinloss and Saugeen in the County of Bruce.

Part 89

All those lands in the County of Huron described as follows:

1. The townships of Ashfield, Colborne, East Wawanosh, Hullett and West Wawanosh.
2. That part of the Township of Goderich lying northeast of the centre line of that part of the King's Highway known as No. 8 and its extension to the water's edge of Lake Huron.

## Part 90

The townships of Grey, Howick, McKillip, Morris and Turnberry in the County of Huron.

## Part 91

All those lands in the County of Huron described as follows:

1. The townships of Hay, Stanley, Stephen, Tuckersmith and Usborne.
2. That part of the Township of Goderich lying southwest of the centre line of that part of the King's Highway known as No. 8 and its extension to the water's edge of Lake Huron.

## Part 92

All those lands in the counties of Brant, Dufferin, Essex, Kent, Lambton, Middlesex, Perth and Wellington and the regional municipalities of Durham, Halton, Hamilton-Wentworth, Niagara, Peel, Waterloo and York described as follows:

1. The counties of Lambton, Middlesex and Perth.
2. The County of Essex except the Township of Malden.
3. The County of Kent except,
  - (a) the parts of the Township of Harwich comprised of,
    - (i) Lot 24 in Concession I,
    - (ii) Lot 24 in the Broken Front Concession, and
    - (iii) Lot 1 according to a plan of survey of the parcel or tract of land known as Rondeau Peninsula or Point aux Pins dated the 8th day of September, 1864, prepared by Henry Lawe, Provincial Land Surveyor; and
  - (b) the parts of the Township of Howard comprised of lots 97, 98, 99, 100, 101 and 102 on Lake Erie.
4. The County of Wellington except,
  - (a) the Township of Puslinch; and
  - (b) that part of the Township of West Luther comprised of, Lot 13, the north half of Lot 16 and all of lots 17 and 18 in Concession V; the east half of Lot 13 and all of lots 14, 15, 16, 17 and 18 in Concession VI; the south half of Lot 13 and all of lots 14, 15, 16, 17 and 18 in Concession VII; the north half of Lot 13, the north half of Lot 14, the east half of the south half of Lot 14, the east half of the west half of the south half of Lot 14 and all of lots

15, 16, 17 and 18 in Concession VIII; lots 13, 14, 15, 16, 17 and 18 in Concession IX; and lots 13, 14, 15, 16, 17 and 18 in Concession X.

5. The Township of East Luther in the County of Dufferin except that part comprised of, lots 20, 21, the south half of the north half of Lot 22 and the south half of the west half of the north half of Lot 23 in Concession IV; lots 19, 20, 21 and 23 in Concession V; lots 19, 20 and 21 in Concession VI; lots 19, 20 and 21 in Concession VII; lots 19, 20 and 21 in Concession VIII; lots 19, 20 and 21 in Concession IX; and lots 19, 20 and 21 in Concession X, all in the said Township of East Luther.
6. The County of Brant except that part lying south of the centre lines of Brant County Roads No. 3 and No. 20.
7. The regional municipalities of Peel, Waterloo and York.
8. That part of The Regional Municipality of Halton lying south of the centre line of the City of Burlington Side Road No. 1 (commonly known as Burnhamthorpe Road).
9. The Regional Municipality of Hamilton-Wentworth except,
  - (a) the Township of Flamborough, formerly the townships of Beverly, East Flamborough and West Flamborough; and
  - (b) that part lying east of the centre line of that part of the King's Highway known as No. 56 and south of the centre line of that part of the King's Highway known as No. 20.
10. The Regional Municipality of Niagara except those parts described in Parts 99 and 100.
11. The City of Oshawa, the towns of Ajax, Pickering and Whitby and the townships of Brock and Uxbridge in The Regional Municipality of Durham.

#### Part 93

All those lands in The Regional Municipality of Halton described as follows:

1. The Town of Halton Hills.
2. That part of the Town of Milton lying north of the centre line of that part of the King's Highway known as No. 401.

#### Part 94

All those lands in The Regional Municipality of Halton described as follows:

1. That part of the Town of Milton lying south of the centre line of that part of the King's Highway known as No. 401.
2. That part of the City of Burlington lying north of the centre line of the City of Burlington Side Road No. 1 (commonly known as Burnhamthorpe Road).

## Part 95

The Township of Flamborough, formerly the townships of Beverly, East Flamborough and West Flamborough in The Regional Municipal of Hamilton-Wentworth.

## Part 96

The Township of Puslinch in the County of Wellington.

## Part 97

All those lands in the County of Brant and The Regional Municipality of Haldimand-Norfolk described as follows:

Beginning at the intersection of the water's edge of Lake Erie with the westerly boundary of the Township of Norfolk, formerly the Township of Houghton, in The Regional Municipality of Haldimand-Norfolk; thence in a northerly direction along the westerly boundary of the Township of Norfolk, formerly the Township of Houghton, and Middleton to the northwesterly corner of the Township of Middleton; thence in an easterly direction along the northerly boundary of the Township of Middleton, the Township of Norfolk and the Township of Delhi, formerly the Township of Middleton, to the intersection with the westerly boundary of the Township of Delhi, formerly the Township of Windham; thence in a northerly direction along the westerly boundary of the Township of Delhi, formerly the Township of Windham, and the westerly boundary of the Township of Burford in the County of Brant to the intersection with the centre line of Brant County Road No. 3; thence in an easterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 24; thence in a southerly direction along that centre line to the intersection with the centre line of Haldimand-Norfolk Regional Road No. 57; thence in a southeasterly direction along that centre line and its extension to the water's edge of Lake Erie in the Compact Rural Community of Port Ryerse; thence in a southwesterly, easterly, southerly and westerly direction along that water's edge to the place of beginning.

## Part 98

All those lands in the County of Brant and The Regional Municipality of Haldimand-Norfolk described as follows:

Beginning at the intersection of the water's edge of Lake Erie with the southeasterly extension of Haldimand-Norfolk Regional Road No. 57 in the Compact Rural Community of Port Ryerse; thence in a northwesterly direction along that extension and the centre line of Haldimand-Norfolk Regional Road No. 57 to the intersection with the centre line of that part of the King's Highway known as No. 24; thence in a northerly direction along that centre line to the intersection with the centre line of Brant County Road No. 3; thence in an easterly direction along that centre line to the intersection with the centre line of Brant County Road No. 20; thence in a southeasterly



direction along that centre line to the intersection with the centre line of Haldimand-Norfolk Regional Road No. 20; thence in a southeasterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 6 in the Urban Community of Hagersville; thence in a northeasterly direction along that centre line to the intersection with the eastern bank of the Grand River in the Urban Community of Caledonia; thence in a southeasterly direction along that easterly bank to the intersection with the water's edge of Lake Erie; thence in a westerly direction along that water's edge to the place of beginning.

#### Part 99

All those lands in the regional municipalities of Haldimand-Norfolk, Hamilton-Wentworth and Niagara described as follows:

Beginning at the intersection of the water's edge of Lake Erie with the eastern bank of the Grand River; thence in a northwesterly direction along that eastern bank to the intersection with the centre line of that part of the King's Highway known as No. 6 in the Urban Community of Caledonia; thence in a northerly direction along that centre line to the intersection with the centre line of that road connecting the Dispersed Rural Communities of North Seneca and Blackheath; thence in a southeasterly direction along that centre line to the intersection with that part of the King's Highway known as No. 56; thence in a northerly direction along that centre line to the intersection with that part of the King's Highway known as No. 20; thence in an easterly direction along that centre line to the intersection with the centre line of Niagara Regional Road No. 69; thence in an easterly direction along that centre line to the intersection with the centre line of Niagara Regional Road No. 24; thence in a southerly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 3; thence in a southerly direction along that centre line to the intersection with the centre line of Niagara Regional Road No. 3; thence in a westerly and southerly direction along that centre line to the intersection with the line between lots 19 and 20, Concession I of the Township of Wainfleet, now the Township of Wainfleet, in The Regional Municipality of Niagara; thence in a southerly direction along that line to the water's edge of Lake Erie; thence in a westerly direction along that water's edge to the place of beginning.

#### Part 100

All those lands in The Regional Municipality of Niagara described as follows:

Beginning at the intersection of the water's edge of Lake Erie with the line between lots 19 and 20, Concession I in the Township of Wainfleet, now in the Township of Wainfleet, in The Regional Municipality of Niagara; thence in a northerly direction along that line to the intersection with the centre line of Niagara Regional Road No. 3; thence in a northerly and easterly direction along that centre line to the intersection with the centre line of that part of the King's Highway known as No. 3; thence in a northerly direction along that centre line to the intersection with the centre line of Niagara Regional Road No. 24; thence in a northerly direction along that centre line to the intersection with the centre line of Niagara Regional Road No. 69; thence in an easterly direction along that centre line to the intersection with the centre line of Niagara Regional Road No. 28; thence in a southerly direction along that centre line to the intersection with the centre line of Niagara Regional Road No. 32; thence in a southerly direction along that centre line

to the intersection with the centre line of that part of the King's Highway known as No. 20; thence in an easterly direction along that centre line to the intersection with the easterly bank of the Welland Canal; thence in a southerly direction along that easterly bank to the intersection with the southerly bank of the Welland River; thence in an easterly direction along that southerly bank to the intersection with the westerly bank of the Niagara River; thence in a southerly direction along that westerly bank to the intersection with the water's edge of Lake Erie; thence in a westerly direction along that water's edge to the place of beginning.

Part 101

The counties of Elgin and Oxford.

Part 102

The Township of Malden in the County of Essex.

Part 103

All those lands in the counties of Peterborough and Victoria and The Regional Municipality of Durham described as follows:

The Township of Cavan in the County of Peterborough, the townships of Manvers and Mariposa in the County of Victoria and The Township of Scugog, formerly the townships of Cartright, Reach and Scugog, and the Town of Newcastle, formerly the townships of Clarke and Darlington, in The Regional Municipality of Durham.

Part 104

That part of the Township of Keppel known as Griffith Island in the County of Grey.

O. Reg. 405/78, Sched. 1; O. Reg. 716/78, s. 1; O. Reg. 455/79, s. 3; O. Reg. 714/79, s. 1; O. Reg. 243/80, s. 3; O. Reg. 521/80, s. 2; O. Reg. 985/80, ss. 1-3.

## Schedule 2

## MOOSE HUNTING IN A PARTY

ITEM	COLUMN 1 Parts of Ontario described and enumerated in Schedule 1	COLUMN 2 Open Seasons Residents	COLUMN 3 Open Seasons Non-Residents
1.	1, 17, 25 and 26	September 27 to October 31	September 27 to October 31
2.	2, 3 and 4	October 8 to October 31	October 11 to October 31
3.	5, 8, 9A, 12A, 15, 18, 19 and 21	October 15 to October 31	October 18 to October 31
4.	22, 24, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40 and 42	October 18 to October 31	October 18 to October 31
5.	6, 7B, 9B, 11, 12B, 13 and 14	October 15 to October 31	
6.	16	September 27 to October 31	October 4 to October 31
7.	23	October 18 to November 15	October 18 to November 15
8.	41	October 18 to October 31	

O. Reg. 1029/80, s. 2.

Schedule 3

MOOSE

ITEM	COLUMN 1 Parts of Ontario described and enumerated in Schedule 1	COLUMN 2  Open Seasons Residents	COLUMN 3  Open Seasons Non-Residents	COLUMN 4  Conditions
1.	1, 2, 3, 4, 5, 6, 7B, 8, 9A, 9B, 11, 12A, 12B, 13, 14, 15, 16, 17, 18, 19, 21, 22, 25, 26, 32, 33 and 35	November 1 to November 15		
2.	7A	October 15 to November 15	October 15 to October 31	Only bows and arrows or flint-lock or percussion cap muzzle loading guns may be used
3.	23A and 29A	September 20 to October 10	September 20 to October 10	Only bows and arrows may be used
4.	38A	September 15 to September 30	September 15 to September 30	Only bows and arrows may be used

O. Reg. 1029/80, s. 3.

## Schedule 4

Item	Column 1 Parts of Ontario described and enumerated in Schedule 1	Column 2 Open Seasons Residents	Column 3 Open Seasons Non-residents	Column 4 Conditions
1.	7B, 9 and 11A	October 4 to December 15	October 4 to November 15	
2.	7B, 9 and 11A	September 15 to October 3	September 15 to October 3	Only bows and arrows or flint- lock or percussion cap muzzle-loading guns may be used. No person shall use or be accom- panied by a dog.
3.	7A	October 4 to December 15	October 4 to November 15	Only bows and arrows or flint- lock or per- cussion cap muzzle-loading guns may be used.
4.	10	November 1 to December 15	November 1 to November 15	No person shall use or be accom- panied by a dog.
5.	10	September 15 to September 30	September 15 to September 30	Only bows and arrows may be used. No person shall use or be accompanied by a dog.
6.	12B	October 18 to December 15		
7.	13 and 14	October 18 to November 30		
8.	14	September 15 to September 30		Only bows and arrows may be used. No person shall use or be accompanied by a dog.



Item	Column 1 Parts of Ontario described and enumerated in Schedule 1	Column 2 Open Seasons Residents	Column 3 Open Seasons Non-residents	Column 4 Conditions
9.	21	October 15 to November 30		
10.	36, 37 and 47	November 3 to November 15	November 3 to November 15	
11.	41 and 42	November 3 to November 15		
12.	43	November 17 to November 20	November 17 to November 20	No person shall use or be accom- panied by a dog.
13.	43	October 11 to October 31	October 11 to October 31	Only bows and arrows may be used. No person shall use or be accompanied by a dog.
14.	44	November 3 to November 9		No person shall use or be accom- panied by a dog.
15.	45	November 3 to November 5	November 3 to November 5	No person shall use or be accom- panied by a dog.
16.	46, 48, 49, 50, 53, 54, 55, 56, 57, 58, 59, 60, 63, 68 and 73	November 3 to November 8	November 3 to November 8	
17.	61 and 62	November 3 to November 15	November 3 to November 15	
18.	64, 66A, 67 and 69B	November 3 to November 7	November 3 to November 7	

Item	Column 1 Parts of Ontario described and enumerated in Schedule 1	Column 2 Open Seasons Residents	Column 3 Open Seasons Non-residents	Column 4 Conditions
19.	66B	October 11 to October 31	October 11 to October 31	Only bows and arrows may be used. No person shall use or be accompanied by a dog.
20.	65	November 3 to November 7	November 3 to November 7	Only bows and arrows or flint- lock or percussion cap muzzle-loading guns or shotguns may be used. No person shall use or be accompanied by a dog.
21.	65	November 10 to November 13		Only bows and arrows may be used. No person shall use or be accompanied by a dog.
22.	68	October 20 to November 2 and November 9 to December 13		Only bows and arrows may be used. No person shall use or be accompanied by a dog.
23.	69A	October 20 to December 13	October 20 to December 13	Only bows and arrows may be used. No person shall use or be accompanied by a dog.
24.	69B	October 20 to November 2 and November 8 to December 13		Only bows and arrows may be used. No person shall use or be accompanied by a dog.

Item	Column 1 Parts of Ontario described and enumerated in Schedule 1	Column 2 Open Seasons Residents	Column 3 Open Seasons Non-residents	Column 4 Conditions
25.	71	October 20 to November 30	October 20 to November 30	Only bows and arrows may be used. No person shall use or be accompanied by a dog.
26.	72	November 3 to November 5	November 3 to November 5	Only bows and arrows or flint- lock or percussion cap muzzle-loading guns or shotguns may be used. No person shall use or be accompanied by a dog.
27.	74	October 20 to November 2 and November 6 to December 13		Only bows and arrows may be used. No person shall use or be accompanied by a dog.
28.	75	November 10 to November 29		Only bows and arrows may be used. No person shall use or be accompanied by a dog.
29.	76, 77, 78, 79, 80, 81, 82, 83, 84, 89, 90, 91, 93, 94, 95, 96, 97, 98, 99 and 100	November 3 to November 5		Only flintlock or percussion cap muzzle-loading guns or shotguns may be used. No person shall use or be accompanied by a dog.
30.	76, 77, 78, 79, 80, 81, 82, 83, 84, 89, 90, 91, 93, 94, 95, 96, 97, 98, 99 and 100	October 20 to November 2 and November 6 to December 13		Only bows and arrows may be used. No person shall use or be accompanied by a dog.

Item	Column 1 Parts of Ontario described and enumerated in Schedule 1	Column 2 Open Seasons Residents	Column 3 Open Seasons Non-residents	Column 4 Conditions
31.	85	October 20 to December 31		Only bows and arrows may be used. No person shall use or be accompanied by a dog.
32.	86	November 3 to November 8	November 3 to November 8	No person shall use or be accom- panied by a dog.
33.	86	October 20 to November 2 and November 9 to December 13		Only bows and arrows may be used. No person shall use or be accompanied by a dog.
34.	87 and 88	November 3 to November 6	November 3 to November 6	No person shall use or be accom- panied by a dog.
35.	87, 88 and 101	October 20 to November 2 and November 7 to December 13		Only bows and arrows may be used. No person shall use or be accompanied by a dog.
36.	92	October 20 to December 13		Only bows and arrows may be used. No person shall use or be accompanied by a dog.
37.	101	November 3 to November 6		Only bows and arrows or flint- lock or percussion cap muzzle-loading guns may be used. No person shall use or be accom- panied by a dog.

Item	Column 1 Parts of Ontario described and enumerated in Schedule 1	Column 2 Open Seasons Residents	Column 3 Open Seasons Non-residents	Column 4 Conditions
38.	102	November 3 to November 4		Only bows and arrows or flint- lock or percussion cap muzzle-loading guns or shotguns may be used. No person shall use or be accompanied by a dog.
39.	103	November 3 to November 5		Only bows and arrows or flint- lock or percussion cap muzzle-loading guns or shotguns may be used. No person shall use or be accompanied by a dog.
40.	104	October 13 to December 13	October 13 to December 13	





## REGULATION 429

### under the Game and Fish Act

#### ORANGEVILLE RESERVOIR HUNTING AREA

1. The lands in respect of which an agreement has been entered into under section 6 of the Act and described in the Schedule are designated in accordance with paragraph 33 of section 92 of the Act. O. Reg. 687/73, s. 1.

2. Except as provided in this Regulation no person shall hunt any animal or bird in the area described in the Schedule. O. Reg. 687/73, s. 2.

3. The holder of a Canada Migratory Game Bird Hunting Permit may hunt waterfowl, other than geese, on any Monday, Tuesday, Wednesday, Friday and Saturday during the open season therefor during the hours between one-half hour before sunrise and sunset in the area described in the Schedule upon the condition that,

- (a) he parks his motor vehicle in an area designated as a parking area;
- (b) he hunts only from a blind, the number of which corresponds with the number of the area in which his motor vehicle is parked;
- (c) the blind from which he hunts is occupied by no more than one other person; and
- (d) he keeps his firearm encased except while occupying a blind. O. Reg. 687/73, s. 3.

#### Schedule

All and singular that certain parcel or tract of land and premises, situate, lying and being in the Town of Orangeville and the Township of Mono, in the County of Dufferin, and being composed of part of the east half of Lot 1, and part of the east and west halves of Lot 2 in Concession I west of Hurontario Street in the said Town of Orangeville, and all of plan 298 registered in the Land Registry Office for the Registry Division of Dufferin (No. 7), lots 26 to 30 inclusive, lots 9 to 12 inclusive, and lots 44 to 51 inclusive, as shown on plan 275 registered in the Land Registry Office for the Registry Division of Dufferin (No. 7), part of lots 25, 26, and 27 and 37 to 43 inclusive as shown on said plan 275, part of Ketchum Road as shown on said plan 275, Block B and part of Block A as shown on plan 41 registered in the Land Registry Office for the Registry Division of Dufferin (No. 7), part of Hurontario Street, part of lots 3 and 4 in Concession I west of Hurontario Street and the west halves of lots 2 and 3, east half of Lot 4, part of the west half of Lot 4, part of the east halves of lots 3 and 5 in Concession I east of Hurontario Street, part of Lots 4 and 5, Concession II, east of Hurontario Street, part of the road allowance between concessions I and II east of Hurontario Street, and part of Hurontario Street, all in the said Township of Mono, and which may be more particularly described as follows:

Beginning at the southwesterly corner of the west half of Lot 2 in Concession I east of Hurontario Street, Township of Mono; thence south 79° 44' 50" west across Hurontario Street 66.0 feet; thence south 10° 22' 00" east along the westerly limit of Hurontario Street 918.27 feet, more or less, to the southeasterly corner of the lands in Instrument 28429 Orangeville; thence north 75° 36' 50" west along the southerly limit of lands in said Instrument 28429 Orangeville 554.06 feet; thence south 16° 05' 40" west along the easterly limit of lands described in Instrument 30885 Orangeville 883.0 feet, more or less, to the intersection with the northeasterly limit of that part of the King's Highway known as No. 10 and shown on the Ministry of Transportation and Communications plan P-1835-50; thence northwesterly along the said northeasterly limit on a curve to the right having a radius of 5654.58 feet, an arc distance of 217.86 feet, the chord equivalent being 217.85 feet measured north 40° 06' 40" west to the intersection with the northerly limit of the lands described in Instrument 30885; thence north 73° 38' 00" east along the said northerly limit 39.3 feet, more or less, to the centre line of the Credit River as shown on plan of survey R-67-207-2 by R. R. Scott, Ontario Land Surveyor; thence northerly along that centre line 870 feet, more or less, to the southeasterly corner of lands described in Instrument 10656 Q.C. Orangeville; thence north 75° 32' 50" west along the southerly limit of the said lands 535.4 feet, more or less, to the intersection with the northeasterly limit of that part of the said King's Highway known as No. 10; thence north 34° 49' 30" west along the last said northeasterly limit 461.15 feet, more or less, to the intersection thereof with the westerly limit of lands described in said Instrument 10656 Q.C.; thence north 5° 32' 00" west along the last said limit 376.05 feet; thence north 2° 14' 50" west 314.78 feet, more or less, to an angle therein; thence north 82° 52' 30" west 215.29 feet, more or less, to an angle therein; thence north 14° 13' 40" west 156.52 feet, more or less, to an angle therein; thence north 2° 33' 50" east 294.50 feet, more or less, to an angle therein; thence south 71° 41' 40" west 164.55 feet, more or less, to an angle therein; thence north 34° 37' 40" west 126.21 feet, more or less, to an angle therein; thence north 16° 53' 50" west 128.83 feet, more or less, to an angle therein; thence south 82° 49' 10" west 155.19 feet, more or less, to an angle therein; thence south 52° 15' 00" west 167.2 feet, more or less, to an angle therein; thence south 14° 00' 30" east 81.06 feet, more or less, to an angle therein; thence south 51° 18' 10" west 137.42 feet, more or less, to an angle therein; thence south 63° 58' 00" west along the southerly limit of lands described in said Instrument 10656

Q.C., 25.6 feet, more or less, to the intersection thereof with the northeasterly limit of the said King's Highway No. 10 as shown on said Plan P-1835 (50); thence northwesterly along the said northeasterly limit along a curve to the left having a radius of 1984.86 feet, an arc distance of 49.18 feet, the chord equivalent being 49.18 feet measured on a course of north 60° 33' 50" west to the end of said curve; thence north 61° 16' 30" west along the said northeasterly limit 375.56 feet, more or less, to the intersection thereof with the limit between the Town of Orangeville and the Township of Mono; thence north 61° 16' 30" west continuing along the said northeasterly limit 347.87 feet, more or less, to the intersection thereof with the northwesterly limit of lands described in Instrument MF 4724; thence north 34° 09' 50" east along the last said limit 96.06 feet, more or less, to an angle therein; thence south 60° 43' 50" east 118.00 feet, more or less, to an angle therein; thence north 66° 26' 10" east 86.69 feet, more or less, to an angle therein; thence north 10° 43' 10" east 73.03 feet, more or less, to an angle therein; thence north 33° 49' 50" west 86.63 feet, more or less, to the intersection thereof with the southerly limit of Ketchum Road; thence north 61° 19' 00" west 92.76 feet, more or less, to the northwesterly corner of lands described in Instrument 33586, being also a point in the northerly limit of Ketchum Road distant 486.9 feet measured northeasterly thereon from the southeasterly corner of Lot 20 as shown on said Plan 275; thence north 73° 20' 10" east along the said northerly limit 52.86 feet; thence north 25° 13' 00" west along the westerly limit of the lands described in Instrument MF 4425 a distance of 256.42 feet; thence south 30° 51' 50" west 82.09 feet, more or less, to an angle therein; thence north 70° 19' 10" west 93.7 feet, more or less, to an angle therein; thence north 38° 23' 30" west 186.56 feet, more or less, to the northeast corner of Lot 14 as shown on said Plan 275; thence north 31° 41' 30" west 130.04 feet, more or less, to an angle therein; thence south 54° 52' west along the southeasterly limit of Lot 12 as shown on said Plan 275, a distance of 254.76 feet, more or less, to the most southerly corner thereof; thence north 48° 35' 00" west along the northerly limit of Third Street as shown on said Plan 275, a distance of 596.00 feet, more or less, to the most westerly corner of Lot 9; thence north 74° 01' 00" east 17.16 feet; thence north 17° 28' 20" west 48.0 feet, more or less, to the southerly limit of Forest Lawn Avenue; thence north 73° 37' 30" east a distance of 179.06 feet, more or less, to an angle therein; thence south 84° 20' 20" east 120.52 feet, more or less, to an angle therein; thence south 69° 41' 50" east 335.95 feet, more or less, to an angle therein; thence south 56° 00' 30" east 70.64 feet, more or less, to an angle therein; thence south 54° 49' 00" east 83.26 feet, more or less, to an angle therein; thence south 33° 32' 10" east 120.47 feet, more or less, to an angle therein; thence south 56° 26' 30" east 134.66 feet, more or less, to an angle therein; thence south 41° 03' 30" east 61.95 feet, more

or less, to an angle therein; thence south 24° 59' 50" east 102.51 feet, more or less, to an angle therein; thence south 59° 52' 10" east 57.52 feet, more or less, to an angle therein; thence south 75° 39' 20" east 25.58 feet, more or less, to an angle therein; thence north 80° 33' 20" east 80.41 feet, more or less, to an angle therein; thence north 31° 11' 40" east 92.41 feet, more or less, to an angle therein; thence north 23° 38' 40" east 112.25 feet, more or less, to an angle therein; thence north 48° 38' 10" east 252.84 feet, more or less, to an angle therein; thence north 52° 49' 40" east 187.91 feet, more or less, to an angle therein; thence north 52° 40' 30" east 235.80 feet, more or less, to an angle therein; thence north 34° 23' 00" west 393.59 feet, more or less, to an angle therein; thence south 50° 16' 30" west 386.05 feet, more or less, to an angle therein; thence north 34° 11' 10" west 233.36 feet, more or less, to an angle therein; thence north 34° 57' 50" west 163.05 feet, more or less, to an angle therein; thence north 57° 19' 10" west 132.60 feet, more or less, to an angle therein; thence north 70° 32' 50" west 151.52 feet, more or less, to an angle therein; thence south 85° 12' 40" west 123.50 feet, more or less, to an angle therein; thence north 06° 31' 30" east 23.52 feet, more or less, to a post and wire fence marking the existing limit between the west halves of lots 3 and 4, Concession I, west of Hurontario Street; thence continuing north 6° 31' 30" east 503.48 feet, more or less, to an angle therein; thence north 66° 08' 40" east 232.00 feet, to an angle therein; thence north 11° 27' 00" west 1486.26 feet, more or less, to an angle therein; thence north 72° 41' 40" east 508.51 feet, more or less, to an angle therein; thence south 9° 04' 00" east along the centre line of Concession I west of Hurontario Street a distance of 31.10 feet, more or less, to an angle therein; thence north 73° 33' 10" east 1127.58 feet, more or less, to an angle therein; thence south 57° 01' 40" east 787.30 feet, to an angle therein; thence south 16° 02' 30" east 405.70 feet, more or less, to an angle therein; thence south 37° 32' 00" east 230.43 feet, more or less, to an angle therein; thence south 50° 09' 20" east 393.51 feet, more or less, to an angle therein; thence north 79° 16' 20" east 104.38 feet, to a point in the easterly limit of the east half of said Lot 4, Concession I, west of Hurontario Street, distant 369.78 feet, measured northerly thereon from the southeasterly angle thereof; thence north 10° 15' 30" west along the last said easterly limit, being also the westerly limit of Hurontario Street 285.43 feet; thence north 75° 43' 10" east across Hurontario Street a distance of 66.16 feet, more or less, to a point in the westerly limit of the west half of said Lot 4, Concession I, east of Hurontario Street, distant 659.63 feet, measured northerly thereon from the southwesterly corner thereof; thence north 75° 43' 10" east a distance of 165.69 feet, more or less, to an angle therein; thence south 19° 32' 10" east a distance of 648.52 feet, more or less, to a point in the southerly limit of the last said Lot 4, distant 265.97 feet, measured easterly thereon from the southwesterly corner thereof; thence north 73° 09' 10" east along the

last said southerly limit 645.13 feet, more or less, to an angle therein; thence north 49° 01' 00" east 42.33 feet, to an angle therein; thence north 05° 37' 20" east 148.15 feet; thence north 68° 32' 40" east 217.70 feet; thence north 31° 59' 10" east 438.57 feet; thence north 42° 20' 30" east 165.69 feet; thence north 41° 46' 50" east 243.42 feet; thence north 36° 34' 30" east 305.50 feet; thence north 36° 34' 30" east 29.64 feet; thence north 0° 48' 50" west 513.30 feet; thence north 17° 44' 50" east 127.55 feet, more or less, to a point in the easterly limit of the west half of Lot 4, Concession I, east of Hurontario Street; thence north 10° 12' 20" west along the last said limit a distance of 395.91 feet, more or less, to the northwesterly corner of the west half of said Lot 4; thence north 72° 23' 00" east along the northerly limit of the east half of said Lot 4 a distance of 1663.25 feet; thence north 10° 45' 00" east 222.13 feet; thence north 54° 26' 00" east 399.36 feet; thence north 44° 01' 00" east 144.91 feet, more or less, to a point in the easterly limit of the east half of Lot 5, Concession I, east of Hurontario Street, distant 390.58 feet, measured northerly thereon from the southeasterly angle thereof; thence north 10° 16' 00" west along the last said easterly limit, being also the westerly limit of the road allowance between concessions I and II east of Hurontario Street, 133.94 feet; thence north 74° 29' 50" east across the last said road allowance 66.25 feet to a point in the westerly limit of the west half of Lot 5, Concession II, east of Hurontario Street, distant 521.78 feet, measured northerly thereon from the southwesterly angle thereof; thence north 73° 43' 20" east 161.37 feet; thence north 41° 17' 20" east 273.17 feet; thence north 59° 43' 10" east 182.15 feet; thence north 70° 03' 30" east 150.31 feet; thence north 24° 52' 30" east 104.47 feet; thence north 01° 54' 10" west 313.85 feet; thence south 54° 17' 10" east 244.40 feet; thence south 83° 28' 00" east 169.06 feet, to a point in the existing limit between the east and west halves of the west half of said Lot 5; thence north 83° 00' 20" east 820.26 feet; thence north 69° 56' 40" east 363.26 feet; thence south 36° 43' 40" east 712.14 feet; thence south 15° 29' 50" east 459.95 feet; thence south 74° 14' 10" west 479.92 feet; thence south 13° 19' 40" east 277.40 feet, more or less, to a point in the limit between the north and south halves of the west half of Lot 4, Concession II, east of Hurontario Street; thence south 72° 59' 50" west along the last said limit a distance of 183.27 feet; thence south 73° 05' 50" west continuing along the last said limit a distance of 912.64 feet, more or less, to a point in the last said limit distant 1091.91 feet measured on a course of north 73° 13' 50" east from the intersection of the last said limit with the westerly limit of the west half of Lot 4; thence south 7° 44' 10" east 70.28 feet; thence south 13° 59' 00" east 379.55 feet; thence north 60° 21' 10" west 225.32 feet; thence south 78° 34' 20" west 515.42 feet; thence south 74° 17' 10" west 350.59 feet; thence south 5° 17' 40" west 283.44 feet, more or less, to a point in the westerly limit of the west

half of said Lot 4, Concession II, east of Hurontario Street, distant 419.44 feet measured northerly thereon from the southwesterly corner thereof; thence south 9° 27' 20" east along the last said limit, being also the easterly limit of the road allowance between concessions I and II east of Hurontario Street a distance of 253.25 feet; thence south 73° 04' 20" west across the last said road allowance a distance of 66.58 feet, more or less, to a point in the easterly limit of the east half of Lot 4, Concession I, east of Hurontario Street; thence south 9° 27' 20" east along the last said limit a distance of 170.71 feet, more or less, to the southeasterly corner of the east half of Lot 4, Concession I, east of Hurontario Street; thence south 73° 03' 30" west along the southerly limit of the east half of last said Lot 4 a distance of 605.44 feet; thence south 9° 02' 10" west 223.61 feet; thence south 53° 42' 40" west 105.59 feet; thence north 63° 35' 30" west 117.86 feet; thence north 59° 36' 20" west 109.14 feet; thence south 47° 01' 40" west 104.64 feet; thence south 0° 16' 00" west 221.47 feet; thence south 26° 09' 00" west 323.19 feet; thence south 32° 45' 30" west 221.08 feet; thence south 62° 34' 50" west 206.12 feet; thence south 44° 55' 20" west 154.02 feet; thence south 22° 33' 40" west 95.55 feet; thence south 36° 39' 10" west 130.82 feet; thence south 52° 57' 10" west 137.98 feet; thence south 60° 08' 20" east 67.78 feet; thence north 60° 44' 40" east 332.04 feet; thence north 49° 54' 30" east 299.63 feet; thence north 58° 42' 10" east 303.20 feet; thence north 78° 04' 30" east 208.24 feet; thence south 40° 05' 50" west 107.20 feet; thence south 58° 07' 00" west 298.52 feet; thence south 29° 34' 10" west 506.50 feet; thence north 53° 50' 30" west 136.44 feet; thence south 85° 29' 40" west 91.81 feet; thence south 20° 45' 40" west 102.78 feet; thence north 78° 49' 00" west 102.53 feet; thence south 60° 47' 40" west 256.46 feet, more or less, to a point being the existing limit between the east and west halves of Lot 3, Concession I, east of Hurontario Street; thence south 9° 56' 55" east along the last said limit a distance of 695.23 feet, more or less, to the southeasterly corner of the west half of said Lot 3; thence south 06° 33' 40" east along the easterly limit of the west half of Lot 2, Concession I, east of Hurontario Street, a distance of 835.28 feet; thence south 10° 15' 40" east continuing along the last said limit 361.19 feet; thence south 11° 18' 50" east continuing along the last said limit 131.36 feet; thence south 12° 45' 20" east continuing along the last said limit 674.86 feet, more or less, to the southeasterly corner of the west half of the last said Lot 2; thence south 73° 04' 20" west along the south limit of the last said Lot 2 a distance of 1077.49 feet; thence south 73° 04' 40" west continuing along the last said limit 936.70 feet; thence south 72° 32' 30" west continuing along the last said limit being also the northerly limit of Lot 18 as shown on Plan Number 60 registered in the Land Registry Office for the Registry Division of Dufferin (No. 7), a distance of 201.11 feet, more or less, to the point of beginning. O. Reg. 687/73, Schedule.





[illegible]

(Signature of Issuer)

(Date of Issue)

City or Town

Province or State

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

Seal No.

--	--	--	--	--	--	--	--	--	--

Zip Code

--	--	--	--	--	--	--	--	--	--

to export from Ontario one bear or any part thereof.

This permit expires with the ..... day of ....., 19...

R.R.O. 1970, Reg. 375, Form 1.

Form 2

*Game and Fish Act*

EXPORT PERMIT DEER 19..

Non-resident hunting licence No.

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

Fee \$20.00

Under the *Game and Fish Act* and the regulations, and subject to the limitations thereof, this export permit is issued to

Last Name

CHECK ☒

Mr.

Miss

Mrs.

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

First Name

Init.

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

--

Street Address, P.O. Box No. or Rural Route

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

City or Town

Province or State

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

Seal No.

--	--	--	--	--	--	--	--	--	--

Zip Code

--	--	--	--	--	--	--	--	--	--

to export from Ontario one deer or any part thereof.

This permit expires with the ..... day of ....., 19...

R.R.O. 1970, Reg. 375, Form 2.

Form 3

Game and Fish Act

EXPORT PERMIT MOOSE 19..

Non-resident hunting licence No.

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

Fee \$25.00

Under the *Game and Fish Act* and the regulations, and subject to the limitations thereof, this export permit is issued to

Last Name

CHECK ☒

Mr.  
Miss  
Mrs.

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

First Name

Init.

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

Street Address, P.O. Box No. or Rural Route

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

City or Town

Province or State

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

Seal No.

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

Zip Code

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

to export from Ontario one moose or any part thereof.

This permit expires with the ..... day of ....., 19...



## REGULATION 431

under the Game and Fish Act

### POLAR BEARS

1. The holder of a licence in Form 2 of Regulation 415 of Revised Regulations of Ontario, 1980 may,
  - (a) take or kill a polar bear in defence of his property on the area described in his licence; and
  - (b) sell the pelt of the polar bear taken in accordance with clause (a), provided that the pelt is sealed in the manner set out in section 8 of Regulation 415 of Revised Regulations of Ontario, 1980. O. Reg. 115/71, s. 2.





## REGULATION 432

### under the Game and Fish Act

#### POSSESSION AND USE OF FIRE-ARMS IN DARLINGTON PROVINCIAL PARK

1. Any person sixteen years of age or over may on the Saturday and Sunday next following the first Monday in September in any year,

- (a) possess a shotgun in Darlington Provincial Park, provided that on entering the park he,
  - (i) identifies himself to the officer in charge,
  - (ii) proceeds directly to the area of the park designated by the officer in charge, and
  - (iii) keeps the shotgun encased while proceeding to the area designated by the officer in charge; and
- (b) use a shotgun only for trap-shooting in the part of Darlington Provincial Park designated for that purpose by the officer in charge. O. Reg. 715/79, s. 1.



## REGULATION 433

### under the Game and Fish Act

#### SALE OF BASS AND TROUT AND FISHING PRESERVES

##### SALE OF BASS AND TROUT

1. A licence under subsection 72 (1) of the Act shall be in Form 1 in respect of bass or trout propagated in Ontario and in Form 2 in respect of the sale for human consumption of,

- (a) trout taken from waters outside Ontario;
- (b) live trout propagated in Ontario and offered for sale in restaurants and retail stores; or
- (c) surplus stocks of trout held by the licensee under a fishing preserve licence. O. Reg. 181/71, s. 1.

2. An application for a licence in Form 1 shall be in Form 3 and an application for a licence in Form 2 shall be in Form 4. O. Reg. 181/71, s. 2.

3. The fee for a licence in Form 1 is \$30. O. Reg. 921/80, s. 1.

4. A licence in Form 1 shall be issued only in respect of a parcel of land owned or leased by the applicant and containing,

- (a) an artificial or man-made body of water lying wholly within such parcel of land, containing water from surface run-off, natural springs, ground water or water diverted or pumped from a stream or lake, but not being composed of natural streams, ponds or lakes or water impounded by the damming of natural streams;
- (b) a natural pond or lake the bed of which is owned by the applicant and from which no water flows into any other natural body of water;
- (c) the source of a natural stream; or
- (d) waters that were in 1970 licensed under a licence to sell largemouth bass, smallmouth bass, brook trout or rainbow trout for the purpose of stocking. O. Reg. 181/71, s. 4; O. Reg. 517/73, s. 1.

5.—(1) Every person who sells for human consumption a brook trout or rainbow trout in respect of which he has a bill of sale or other evidence of the purchase referred to in section 10 is deemed to be the holder of a licence to sell trout. O. Reg. 892/78, s. 1.

(2) Section 11 does not apply to a person mentioned in subsection (1). O. Reg. 181/71, s. 5 (2).

6. A licence in Form 1 or Form 2 is valid only for the species of fish specified in the licence. O. Reg. 181/71, s. 6.

7. The holder of a licence in Form 1 shall not sell a fish mentioned in the licence that has not been taken from the waters on the land in Ontario that is specified in the licence. O. Reg. 181/71, s. 7.

8. The holder of a licence in Form 1 shall not sell any fish taken from the waters on the land specified in the licence if any fish in the waters is infected with organisms causing bacterial kidney disease, infectious pancreatic necrosis, viral hemorrhagic septicemia, infectious hematopoietic necrosis or whirling disease. O. Reg. 892/78, s. 2.

9.—(1) A licence in Form 1 expires with the 31st day of December next following the date of issue.

(2) A licence in Form 2 expires with the 31st day of December next following the date of issue or such earlier date as may be specified in the licence. O. Reg. 181/71, s. 9.

10.—(1) The holder of a licence in Form 1 or in Form 2 shall not sell brook or rainbow trout for human consumption unless at the time of the sale he delivers to the purchaser a bill of sale or other evidence of the purchase in a form supplied by the Ministry of Natural Resources.

(2) The bill of sale or other evidence of the purchase referred to in subsection (1) shall be retained by the purchaser for as long as the fish described therein are in his possession and he shall produce the bill of sale or other evidence of the purchase and show it to any officer whenever requested by the officer. O. Reg. 892/78, s. 3.

11. The holder of a licence in Form 1 shall not sell a fish for stocking unless he has obtained or the purchaser produces a permit issued by the Minister under the *Ontario Fishery Regulations* authorizing the stocking. O. Reg. 181/71, s. 11.

##### FISHING PRESERVES

12. A licence to own or operate a fishing preserve shall be in Form 6 and the fee therefor is \$60. O. Reg. 921/80, s. 2.

13. An application for a licence in Form 6 shall be in Form 7. O. Reg. 181/71, s. 14.

14. A licence in Form 6 expires with the 31st day of December next following the date of issue. O. Reg. 181/71, s. 15.

15.—(1) No person shall remove from a fishing preserve any brook trout or rainbow trout,

- (a) during the closed season therefor; or
- (b) in excess of the daily catch limit,

unless he has in his possession and retains in his possession for as long as the trout is in his possession, a document given to him by the owner or operator of the fishing preserve evidencing that the trout was taken on the preserve.

(2) The document mentioned in subsection (1) shall be in a form supplied by the Ministry of Natural Resources. O. Reg. 892/78, s. 5.

16. A fishing preserve in respect of which an application under section 13 of this Regulation has not been made is exempt from section 73 of the Act and sections 12 to 15, both inclusive, of this Regulation. O. Reg. 181/71, s. 18.

Form 1

Game and Fish Act

No. ....

19...

LICENCE TO PROPAGATE AND SELL  
BASS AND TROUT

Under the *Game and Fish Act* and the regulations and subject to the limitations thereof, this licence is granted to:

.....  
of .....

to propagate and sell for the purposes of,

(strike out inapplicable species, if any) (a) stocking, smallmouth bass, largemouth bass, brook trout and rainbow trout; and

(b) human consumption, brook trout and rainbow trout.

The fish sold under this licence shall be taken from the waters on the following parcel of land:

.....  
.....

This licence expires with the 31st day of December next following the date on which it is issued.

.....  
(date) (signature of issuer)

O. Reg. 181/71, Form 1.

Form 2

Game and Fish Act

No. ....

19...

LICENCE TO SELL TROUT

Under the *Game and Fish Act* and the regulations and subject to the limitations thereof, this licence is granted to:

.....  
of .....

to sell for human consumption,

(strike out inapplicable species and clauses) (a) brook trout and rainbow trout taken from waters outside Ontario;

(b) live brook trout and rainbow trout propagated in Ontario, in a restaurant or retail store;

(c) surplus stocks of brook trout and rainbow trout held by the licensee under Fishing Preserve Licence  
No. ....

at the following address:

.....  
.....

This licence expires with the ..... day of ..... 19...

.....  
(date) (signature of issuer)

O. Reg. 181/71, Form 2; O. Reg. 41/72, s. 1.

Form 3

Game and Fish Act

No. ....

19...

APPLICATION FOR A LICENCE TO  
PROPAGATE AND SELL BASS AND TROUT



Under the *Game and Fish Act* and the regula-  
tions and subject to the limitations thereof,

.....  
(print full name, surname preceding)  
.....  
(post office address)

makes application for a licence to propagate  
and sell for the purpose of,

- (strike out  
inapplicable  
species,  
if any)
- (a) stocking, smallmouth bass, large-  
mouth bass, brook trout and  
rainbow trout; and
- (b) human consumption, brook trout  
and rainbow trout.

1. From whom will you obtain your fish  
stock? .....  
.....  
(name)  
.....  
(address)

2. Will brood stock be retained for  
propagation? .....

3. The fish to be sold will be taken from  
the water on the parcel of land  
described as follows:  
  
Lot..... Concession .....

Township .. County or  
District .....

4. I enclose cheque—money order—in the  
amount of \$30 in payment of the licence  
fee.  
.....  
(date) (signature of applicant)

O. Reg. 181/71, Form 3; O. Reg. 921/80, s. 3.

**Form 4**

*Game and Fish Act*

19...

APPLICATION FOR A LICENCE TO  
SELL TROUT

Under the *Game and Fish Act* and the regula-  
tions and subject to the limitations thereof,

.....  
(print full name, surname preceding)  
.....  
(post office address)

makes application for a licence to sell for  
human consumption,

- (strike out  
inapplicable  
species  
and clauses,  
if any)
- (a) brook trout and rainbow trout  
taken from waters outside  
Ontario;
- (b) live brook trout and rainbow trout  
propagated in Ontario in a  
restaurant or retail store;
- (c) surplus stocks of brook trout and  
rainbow trout held by me under  
Fishing Preserve Licence No. ....

at the following address:  
.....  
.....

- at which is situate a,
- ☐ processing or packaging plant:
- ☐ restaurant:
- ☐ retail store:
- ☐ other .....  
(specify)

State province or country from which fish  
are to be imported (if applicable) .....  
.....  
.....  
(date) (signature of applicant)

O. Reg. 181/71, Form 4.

**Form 5**

*Game and Fish Act*

ANNUAL REPORT AS TO BROOK TROUT  
AND RAINBOW TROUT SOLD FOR  
HUMAN CONSUMPTION

Name of Licensee .....  
.....  
Address of Licensee .....  
.....  
Number of Licence expiring December 31, 19....  
  
Sale of Fish by Licensee From  
January 1, 19.... to December 31, 19....

Species	Number	Weight
.....	.....	.....
(date)	(signature of licensee)	
O. Reg. 181/71, Form 5.		

**Form 6**  
*Game and Fish Act*  
No. ....  
19...

**FISHING PRESERVE LICENCE**

Under the *Game and Fish Act* and the regulations and subject to the limitations thereof this licence is granted to:

.....  
(print full name, surname preceding)

.....  
(post office address)

to own or operate a fishing preserve on the following parcel of land:

.....

.....

.....

This licence expires with the 31st day of December next following the date on which it is issued.

.....  
(date)

.....  
(signature of issuer)

O. Reg. 181/71, Form 6.

**Form 7**  
*Game and Fish Act*  
No. ....  
19...

**APPLICATION FOR A FISHING PRESERVE LICENCE**

Under the *Game and Fish Act* and the regulations and subject to the limitations thereof,

.....  
(print full name, surname preceding)

.....  
(post office address)

makes application for a licence to own or operate a fish preserve on the following parcel of land:

Lot ..... Concession .....

Township ..... County or District .....

Other .....

1. What is the source of your water supply?  
.....
2. What species of fish will you be providing for angling purposes? .....
3. I enclose cheque—money order—in the amount of \$60 in payment of the licence fee.  
.....  
(date) (signature of applicant)

# REGULATION 434

under the Game and Fish Act

## STAG ISLAND HUNTING AREA

1. The Crown lands described in the Schedule are designated in accordance with paragraph 33 of section 92 of the Act. O. Reg. 765/77, s. 1.

2. Except as provided in this Regulation, no person shall hunt any animal or bird in the area described in the Schedule. O. Reg. 765/77, s. 2.

3. The holder of a licence in Form 5 of Regulation 420 of Revised Regulations of Ontario, 1980, may hunt ducks, geese, rails, coots and gallinules on any day, except Sunday, during the open season therefor, in any year during the hours between one-half hour before sunrise and one-half hour after sunset in the area described in the Schedule, upon condition that,

- (a) he anchors his boat at a stake planted and numbered by an officer of the Ministry;
- (b) he hunts only from a blind supplied by the Ministry, the number of which corresponds with the number of the stake referred to in clause (a);
- (c) the blind from which he hunts is occupied by no more than one other person; and
- (d) he keeps his fire-arm unloaded and encased while proceeding to or from a blind. O. Reg. 765/77, s. 3; O. Reg. 798/80, s. 1.

## Schedule

All that parcel of land situate in the Township of Moore in the County of Lambton, and being composed of part of Stag Island and the bed of the St. Clair River, described as follows:

Premising that the bearings hereinafter mentioned are astronomical;

Beginning at a point in the high-water mark of the St. Clair River on the easterly shore of Stag Island distant 1,241.26 feet measured north  $81^{\circ} 12' 2''$  west from a point distant 1,013.43 feet measured north  $87^{\circ} 21' 2''$  west from the intersection of the westerly limit of River Road with the westerly production of the line between lots 54 and 55 in the Front Concession;

Thence south  $6^{\circ} 39' 6''$  west 1,614.62 feet;

Thence south  $3^{\circ} 32' 0''$  west 1,315.12 feet;

Thence north  $88^{\circ} 51' 0''$  west 264.0 feet;

Thence north  $8^{\circ} 34' 0''$  west 2,902.02 feet;

Thence north  $11^{\circ} 3' 0''$  east 285.65 feet;

Thence south  $75^{\circ} 08' 0''$  east 941.82 feet, more or less, to the place of beginning. O. Reg. 765/77, Sched.









REGULATION 436

under the Game and Fish Act

TRAP-LINE AREAS

1. Part of Ontario is divided into those trap-line areas shown outlined in black on the maps or plans filed in the office of the Director of the Wildlife Branch of the Ministry of Natural Resources at Toronto under the numbers in column 1 of each Schedule and the areas are designated by the identifying initials and numbers in column 2 of each Schedule and are situate in the provisional county, county or territorial district set opposite thereto in column 3 of each Schedule. O. Reg. 639/77, s. 1.

Schedule 1

Abbreviations:

Nip for Nipissing

Item	Column 1	Column 2	Column 3
1	1	AP-3	Nip & Ren
2	1	AP-4	Hal
3	1	AP-5	Nip
4	1	AP-6	Nip
5	1	AP-7	Nip
6	1	AP-8	Nip & Ren
7	1	AP-9	Hal
8	1	AP-10	Nip
9	1	AP-12	Nip
10	1	AP-13	Nip
11	1	AP-14	Nip
12	1	AP-15	Nip
13	1	AP-23	Hal
14	1	AP-27	Ren
15	1	AP-28	Ren
16	1	AP-29	Ren
17	1	AP-30	Ren
18	1	AP-31	Ren
19	1	AP-32	Ren
20	1	AP-33	Ren
21	1	AP-34	Nip & Ren
22	1	AP-39	Hal
23	1	AP-40	Nip
24	1	AP-43	Nip
25	1	AP-59	Nip
26	1	AP-63	Nip
27	1	AP-64	Nip
28	1	AP-65	Nip
29	1	AP-66	Nip
30	1	AP-67	Nip
31	1	AP-68	Nip
32	1	AP-69	Nip
33	1	AP-70	Nip
34	1	AP-71	Nip
35	1	AP-72	Nip
36	1	AP-73	Nip
37	1	AP-74	Nip
38	1	AP-75	Nip
39	1	AP-76	Nip
40	1	AP-77	Nip
41	1	AP-78	Nip
42	1	AP-79	Nip
43	1	AP-80	Nip
44	1	AP-81	Nip

O. Reg. 639/77, Sched. 1; O. Reg. 805/80, s. 1.

Schedule 2

Abbreviations:

Ken for Kenora  
R.R. for Rainy River

Item	Column 1	Column 2	Column 3
1	2	AT-1	R.R.
2	2	AT-2	R.R.
3	2	AT-3	R.R.
4	66	AT-4	R.R.
5	2	AT-5	R.R.
6	2	AT-6	R.R.
7	2	AT-7	R.R.
8	2	AT-8	R.R.
9	2	AT-9	R.R.
10	2	AT-10	R.R.
11	2	AT-11	R.R.
12	2	AT-12	R.R.
13	2	AT-13	R.R.
14	2	AT-14	R.R.
15	2	AT-15	R.R.
16	2	AT-16	R.R.
17	2	AT-17	R.R.
18	2	AT-18	R.R.
19	2	AT-19	R.R.
20	2	AT-20	R.R.
21	2	AT-21	R.R.
22	2	AT-22	R.R.
23	2	AT-23	R.R.
24	2	AT-24	R.R.
25	2	AT-25	R.R.
26	2	AT-26	R.R.
28	2	AT-28	R.R.
29	66	AT-29	R.R.
30	2	AT-32	R.R.
31	2	AT-33	R.R.
32	2	AT-34	R.R.
33	2	AT-35	R.R.
34	72	AT-37	R.R.
35	2	AT-38	R.R.
36	2	AT-39	R.R.
37	2	AT-40	R.R. & Ken
38	2	AT-41	R.R.
39	2	AT-42	Ken
40	66	AT-43	R.R.
41	2	AT-44	Ken
42	66	AT-45	Ken
43	2	AT-46	Ken
44	2	AT-47	Ken
45	2	AT-48	Ken
46	2	AT-49	Ken
47	66	AT-50	R.R.
48	66	AT-51	Ken

O. Reg. 639/77, Sched. 2; O. Reg. 850/78, s. 1;  
O. Reg. 925/79, s. 1.

Schedule 3

Abbreviations:

Hal for Haliburton  
Has for Hastings  
Pet for Peterborough  
Ren for Renfrew

Item	Column 1	Column 2	Column 3
1	3	BA-1	Has
2	3	BA-2	Has
3	3	BA-3	Has
4	3	BA-4	Has
5	3	BA-5	Has
6	3	BA-6	Has
7	67	BA-7	Has
8	3	BA-9	Has
9	3	BA-10	Has
10	3	BA-11	Has
11	3	BA-12	Has
12	3	BA-13	Has
13	3	BA-14	Has
14	3	BA-16	Ren
15	3	BA-17	Has
16	3	BA-18	Has
17	3	BA-20	Has
18	3	BA-22	Has
19	3	BA-44	Pet
20	3	BA-51	Hal
21	3	BA-55	Pet
22	3	BA-56	Pet
23	3	BA-57	Pet
24	3	BA-58	Pet
25	3	BA-59	Pet
26	3	BA-60	Pet
27	3	BA-64	Pet
28	3	BA-65	Hal
29	3	BA-66	Pet
30	3	BA-70	Hal
31	3	BA-72	Hal & Pet
32	3	BA-73	Pet
33	3	BA-79	Hal
34	3	BA-90	Pet
35	3	BA-91	Pet
36	3	BA-92	Pet
37	3	BA-99	Pet
38	3	BA-100	Pet
39	3	BA-101	Pet
40	3	BA-102	Pet
41	3	BA-103	Hal
42	3	BA-104	Pet
43	3	BA-109	Hal
44	3	BA-120	Pet
45	3	BA-122	Pet
46	3	BA-124	Pet
47	3	BA-125	Pet
48	3	BA-127	Pet
49	3	BA-128	Pet
50	3	BA-135	Hal
51	3	BA-138	Hal

O. Reg. 639/77, Sched. 3; O. Reg. 850/78, s. 2;  
O. Reg. 805/80, s. 2.

Schedule 4

Abbreviations:

Al for Algoma

Item	Column 1	Column 2	Column 3
1	4	BL-1	Al
2	4	BL-2	Al
3	4	BL-3	Al

Item	Column 1	Column 2	Column 3
4	4	BL-4	Al
5	4	BL-5	Al
6	4	BL-6	Al
7	4	BL-7	Al
8	4	BL-8	Al
9	4	BL-9	Al
10	4	BL-10	Al
11	4	BL-11	Al
12	4	BL-12	Al
13	4	BL-13	Al
14	4	BL-14	Al
15	4	BL-15	Al
16	4	BL-16	Al
17	4	BL-17	Al
18	4	BL-18	Al
19	4	BL-19	Al
20	4	BL-20	Al
21	4	BL-21	Al
22	4	BL-22	Al
23	4	BL-23	Al
24	4	BL-24	Al
25	4	BL-25	Al
26	4	BL-26	Al
27	4	BL-27	Al
28	4	BL-28	Al
29	4	BL-29	Al
30	4	BL-30	Al
31	4	BL-31	Al
32	4	BL-32	Al
33	4	BL-33	Al
34	4	BL-34	Al
35	4	BL-35	Al
36	4	BL-36	Al
37	4	BL-37	Al
38	4	BL-38	Al
39	4	BL-39	Al
40	4	BL-40	Al
41	4	BL-41	Al
42	4	BL-42	Al
43	4	BL-43	Al
44	4	BL-44	Al
45	4	BL-45	Al
46	4	BL-46	Al
47	4	BL-47	Al
48	4	BL-48	Al
49	4	BL-49	Al
50	4	BL-50	Al
51	4	BL-51	Al
52	4	BL-52	Al
53	4	BL-53	Al
54	4	BL-54	Al
55	4	BL-55	Al
56	4	BL-56	Al
57	4	BL-57	Al
58	4	BL-58	Al
59	4	BL-59	Al
60	4	BL-60	Al
61	4	BL-61	Al
62	4	BL-62	Al
63	4	BL-63	Al
64	4	BL-64	Al
65	4	BL-65	Al
66	4	BL-66	Al
67	4	BL-67	Al
68	4	BL-68	Al
69	4	BL-69	Al
70	4	BL-70	Al
71	4	BL-71	Al
72	4	BL-72	Al
73	4	BL-73	Al
74	4	BL-74	Al
75	4	BL-75	Al
76	4	BL-76	Al
77	4	BL-77	Al
78	4	BL-78	Al
79	4	BL-79	Al
80	4	BL-80	Al
81	4	BL-81	Al
82	4	BL-82	Al
83	4	BL-83	Al
84	4	BL-84	Al
85	4	BL-85	Al
86	4	BL-86	Al
87	4	BL-87	Al
88	4	BL-88	Al
89	4	BL-89	Al

Schedule 5

Abbreviations:

Hal for Haliburton  
Mus for Muskoka  
Nip for Nipissing  
P.S. for Parry Sound

Item	Column 1	Column 2	Column 3
1	5	BR-1	Mus
2	5	BR-2	Mus
3	5	BR-3	Mus
4	5	BR-4	Mus
5	5	BR-5	Mus
6	5	BR-6	Mus
7	5	BR-7	Mus
8	5	BR-8	Mus
9	5	BR-9	Hal & Mus
10	5	BR-10	Hal & Mus
11	5	BR-12	Hal
12	5	BR-14	Hal
13	5	BR-17	Hal, Mus & Nip
14	5	BR-18	Hal & Nip
15	5	BR-19	Mus, P.S. & Nip
16	5	BR-20	Mus & P.S.
17	5	BR-21	Hal
18	5	BR-22	P.S. & Nip
19	5	BR-23	P.S. & Nip
20	5	BR-24	P.S.
21	5	BR-25	Nip
22	5	BR-26	Nip
23	5	BR-27	P.S.
24	5	BR-28	P.S.
25	5	BR-29	P.S.
26	5	BR-30	P.S. & Nip
27	5	BR-31	P.S. & Nip
28	5	BR-32	P.S. & Nip
29	5	BR-33	P.S. & Nip
30	5	BR-34	P.S. & Nip
31	5	BR-35	P.S.
32	5	BR-36	P.S.
33	5	BR-37	Nip
34	5	BR-38	P.S. & Nip
35	5	BR-39	P.S.
36	5	BR-40	P.S.
37	5	BR-41	Hal

O. Reg. 805/80, s. 3.

Schedule 6

Abbreviations:

A1 for Algoma  
Co for Cochrane  
Sud for Sudbury

Item	Column 1	Column 2	Column 3
1	6	CP-1	A1
2	6	CP-2	A1
3	6	CP-3	A1
4	6	CP-4	Co
5	6	CP-5	Co
6	6	CP-6	Co
7	6	CP-7	A1
8	6	CP-8	Co
9	6	CP-9	Co
10	6	CP-10	Sud
11	6	CP-11	Sud
12	6	CP-12	Sud
13	6	CP-13	Sud
14	6	CP-14	Sud
15	6	CP-15	Sud
16	6	CP-16	Sud
17	6	CP-17	Sud
18	6	CP-18	Sud
19	6	CP-19	Sud
20	6	CP-20	Sud
21	6	CP-21	Sud
22	6	CP-22	Sud
23	6	CP-23	Sud

Item	Column 1	Column 2	Column 3
24	6	CP-24	Sud
25	6	CP-25	Sud
26	6	CP-26	Sud
27	6	CP-27	Sud
28	6	CP-28	Sud
29	6	CP-29	Sud
30	6	CP-30	Sud
31	6	CP-31	Sud
32	6	CP-32	Sud
33	6	CP-33	Sud
34	6	CP-34	Sud
35	6	CP-35	Sud
36	6	CP-36	Sud
37	6	CP-37	Sud
38	6	CP-38	Sud
39	6	CP-39	Sud
40	6	CP-40	Sud
41	6	CP-41	Sud
42	6	CP-42	Sud
43	6	CP-43	Sud
44	6	CP-44	Sud
45	6	CP-45	Sud
46	6	CP-46	Sud
47	6	CP-47	Sud
48	6	CP-48	Sud
49	6	CP-49	Sud
50	6	CP-50	Sud
51	6	CP-51	Sud
52	6	CP-52	Sud
53	6	CP-53	Sud
54	6	CP-54	Sud
55	6	CP-55	Sud
56	6	CP-56	Sud
57	6	CP-57	Sud
58	6	CP-58	Sud
59	6	CP-59	Sud
60	6	CP-60	Sud
61	6	CP-61	Sud
62	6	CP-62	Sud
63	6	CP-63	Sud
64	6	CP-64	Sud
65	6	CP-65	Sud
66	6	CP-66	Sud
67	6	CP-67	Sud
68	6	CP-68	Sud
69	6	CP-69	Sud
70	6	CP-70	Sud
71	6	CP-71	Sud
72	6	CP-72	Sud
73	6	CP-73	Sud
74	6	CP-74	Sud
75	6	CP-75	Sud
76	6	CP-76	Sud
77	6	CP-77	Sud
78	6	CP-78	Sud
79	6	CP-79	Sud
80	6	CP-80	Sud
81	6	CP-81	Sud
82	6	CP-82	Sud
83	6	CP-83	Sud
84	6	CP-84	Sud
85	6	CP-85	Sud
86	6	CP-86	Sud
87	6	CP-87	Sud
88	6	CP-88	Sud
89	6	CP-89	Sud
90	6	CP-90	Sud
91	6	CP-91	Sud
92	6	CP-92	Sud
93	6	CP-93	Sud
94	6	CP-94	Sud
95	6	CP-95	Sud
96	6	CP-96	Sud
97	6	CP-97	Sud
98	6	CP-98	Sud
99	6	CP-99	Sud
100	6	CP-100	A1
101	6	CP-101	Sud
102	6	CP-102	Sud
103	6	CP-103	Sud
104	6	CP-104	Sud
105	6	CP-105	A1
106	6	CP-106	Sud
107	6	CP-107	Sud
108	6	CP-108	Sud
109	6	CP-109	Sud
110	6	CP-110	Sud
111	6	CP-111	Sud

O. Reg. 639/77, Sched. 6.

## Schedule 7

## Abbreviations:

Co for Cochrane

Item	Column 1	Column 2	Column 3
1	83	CC-36	Co
2	7	CC-37	Co
3	7	CC-38	Co
4	7	CC-39	Co
5	7	CC-40	Co
6	7	CC-41	Co
7	7	CC-42	Co
8	7	CC-43	Co
9	7	CC-44	Co
10	7	CC-45	Co
11	7	CC-46	Co
12	7	CC-47	Co
13	7	CC-48	Co
14	7	CC-49	Co
15	7	CC-50	Co
16	7	CC-51	Co
17	7	CC-52	Co
18	7	CC-53	Co
19	7	CC-54	Co
20	7	CC-55	Co
21	7	CC-56	Co
22	7	CC-57	Co
23	7	CC-58	Co
24	83	CC-59	Co
25	7	CC-60	Co
26	7	CC-61	Co
27	83	CC-62	Co
28	7	CC-63	Co
29	7	CC-64	Co
30	7	CC-65	Co
31	83	CC-66	Co
32	7	CC-67	Co
33	7	CC-69	Co
34	7	CC-70	Co
35	7	CC-72	Co
36	7	CC-73	Co
37	7	CC-74	Co
38	83	CC-75	Co
39	7	CC-76	Co
40	7	CC-77	Co
41	7	CC-78	Co
42	7	CC-79	Co
43	7	CC-80	Co
44	7	CC-81	Co
45	7	CC-82	Co
46	7	CC-83	Co
47	83	CC-84	Co
48	83	CC-85	Co
49	83	CC-86	Co
50	7	CC-87	Co
51	7	CC-88	Co
52	7	CC-89	Co
53	7	CC-90	Co
54	7	CC-91	Co
55	7	CC-92	Co
56	7	CC-93	Co
57	83	CC-94	Co
58	7	CC-95	Co
59	7	CC-96	Co
60	7	CC-97	Co
61	7	CC-98	Co
62	7	CC-99	Co
63	7	CC-100	Co
64	7	CC-101	Co
65	7	CC-102	Co
66	7	CC-103	Co
67	7	CC-104	Co
68	7	CC-105	Co
69	7	CC-106	Co
70	7	CC-107	Co
71	7	CC-108	Co
72	7	CC-109	Co
73	7	CC-110	Co
74	7	CC-111	Co
75	7	CC-112	Co
76	7	CC-113	Co
77	7	CC-114	Co
78	83	CC-115	Co
79	7	CC-163	Co
80	7	CC-164	Co
81	7	CC-165	Co
82	7	CC-166	Co
83	7	CC-167	Co
84	7	CC-171	Co
85	7	CC-181	Co

Item	Column 1	Column 2	Column 3
86	7	CC-182	Co
87	7	CC-184	Co
88	7	CC-185	Co
89	7	CC-186	Co
90	7	CC-189	Co
91	7	CC-194	Co
92	7	CC-195	Co
93	7	CC-199	Co
94	7	CC-227	Co
95	7	CC-240	Co
96	83	CC-33	Co
97	83	CC-34	Co
98	83	CC-35	Co
99	83	CC-121	Co
100	83	CC-117	Co
101	83	CC-120	Co
102	83	CC-119	Co

O. Reg. 639/77, Sched. 7; O. Reg. 805/80, s. 4

## Schedule 8

## Abbreviations:

Ken for Kenora

Item	Column 1	Column 2	Column 3
1	8	DR-1	Ken
2	8	DR-2	Ken
3	8	DR-3	Ken
4	8	DR-4	Ken
5	8	DR-5	Ken
6	8	DR-6	Ken
7	8	DR-7	Ken
8	8	DR-8	Ken
9	8	DR-9	Ken
10	8	DR-10	Ken
11	8	DR-11	Ken
12	8	DR-12	Ken
13	8	DR-13	Ken
14	8	DR-14	Ken
15	8	DR-15	Ken
16	8	DR-16	Ken
17	8	DR-17	Ken
18	8	DR-18	Ken
19	8	DR-19	Ken
20	8	DR-20	Ken
21	8	DR-21	Ken
22	8	DR-22	Ken
23	8	DR-23	Ken
24	8	DR-24	Ken
25	8	DR-25	Ken
26	8	DR-26	Ken
27	8	DR-27	Ken
28	8	DR-28	Ken
29	8	DR-29	Ken
30	8	DR-30	Ken
31	8	DR-31	Ken
32	8	DR-32	Ken
33	8	DR-33	Ken
34	8	DR-34	Ken
35	8	DR-35	Ken
36	8	DR-36	Ken
37	8	DR-37	Ken
38	8	DR-38	Ken
39	8	DR-39	Ken
40	8	DR-40	Ken
41	8	DR-41	Ken
42	8	DR-42	Ken
43	8	DR-43	Ken
44	8	DR-44	Ken
45	8	DR-45	Ken
46	8	DR-46	Ken
47	8	DR-47	Ken
48	8	DR-48	Ken
49	8	DR-49	Ken
50	8	DR-50	Ken
51	8	DR-51	Ken
52	8	DR-52	Ken
53	8	DR-53	Ken
54	8	DR-54	Ken
55	8	DR-55	Ken
56	8	DR-56	Ken
57	8	DR-57	Ken
58	8	DR-58	Ken
59	8	DR-59	Ken
60	8	DR-60	Ken



Item	Column 1	Column 2	Column 3
61	8	DR-61	Ken
62	8	DR-62	Ken
63	8	DR-63	Ken
64	8	DR-64	Ken
65	8	DR-65	Ken
66	8	DR-66	Ken
67	8	DR-67	Ken
68	8	DR-68	Ken

O. Reg. 639/77, Sched. 8.

## Schedule 9

## Abbreviations:

Al for Algoma  
Man for Manitoulin  
Sud for Sudbury

Item	Column 1	Column 2	Column 3
1	9	EP-1	Sud & Al
2	9	EP-2	Sud & Al
3	9	EP-3	Al
4	9	EP-4	Al
5	9	EP-5	Al
6	9	EP-6	Al
7	9	EP-7	Al
8	9	EP-8	Al
9	9	EP-9	Al
10	80	EP-10	Al
11	9	EP-11	Al
12	9	EP-12	Al
13	9	EP-13	Al
14	9	EP-14	Al
15	9	EP-15	Al
16	9	EP-16	Sud & Al
17	9	EP-17	Al
18	9	EP-18	Al
19	9	EP-19	Al
20	9	EP-20	Sud & Al
21	9	EP-21	Sud & Al
22	9	EP-22	Sud & Al
23	9	EP-23	Sud
24	9	EP-24	Sud
25	9	EP-25	Sud
26	9	EP-26	Sud
27	9	EP-27	Al & Sud
28	9	EP-29	Sud
29	9	EP-30	Sud
30	9	EP-31	Sud
31	9	EP-32	Sud
32	9	EP-33	Sud
33	9	EP-34	Sud
34	9	EP-35	Sud
35	9	EP-36	Sud
36	9	EP-37	Sud
37	9	EP-38	Sud
38	9	EP-39	Sud
39	9	EP-40	Sud
40	9	EP-41	Sud
41	9	EP-43	Sud
42	9	EP-44	Man
43	9	EP-45	Al & Man
44	80	EP-46	Al

## Schedule 10

## Abbreviations:

Ken for Kenora  
R.R. for Rainy River

Item	Column 1	Column 2	Column 3
1	10	FF-1	R.R.
2	10	FF-2	R.R.
3	10	FF-3	R.R.
4	10	FF-4	R.R.
5	10	FF-5	R.R.
6	10	FF-6	R.R.
7	10	FF-7	R.R.
8	10	FF-8	R.R. & Ken
9	10	FF-9	Ken
10	10	FF-10	R.R. & Ken
11	10	FF-11	R.R.
12	10	FF-12	R.R.
13	10	FF-13	R.R.
14	10	FF-14	R.R.
15	10	FF-15	R.R.
16	10	FF-16	R.R.
17	10	FF-17	R.R.
18	10	FF-18	R.R. & Ken
19	10	FF-19	Ken
20	10	FF-20	Ken
21	10	FF-21	Ken
22	10	FF-22	Ken
23	10	FF-23	R.R.
24	10	FF-24	R.R.
25	10	FF-25	R.R.
26	10	FF-26	R.R.
27	10	FF-27	R.R.
28	10	FF-28	R.R.
29	10	FF-29	R.R.
30	10	FF-30	R.R.
31	10	FF-31	R.R.
32	10	FF-32	R.R.
33	10	FF-33	Ken
34	10	FF-34	Ken
35	10	FF-35	R.R. & Ken
36	10	FF-36	R.R.
37	10	FF-37	R.R.
38	10	FF-38	R.R.
39	10	FF-39	R.R.
40	10	FF-40	R.R.
41	10	FF-41	R.R.
42	10	FF-42	R.R.
43	10	FF-43	R.R.
44	10	FF-44	R.R.
45	10	FF-45	R.R. & Ken
46	10	FF-46	Ken
47	10	FF-47	Ken
48	10	FF-48	Ken
49	10	FF-49	Ken
50	10	FF-50	R.R.
51	10	FF-51	R.R.
52	10	FF-52	Ken
53	10	FF-53	Ken
54	10	FF-54	R.R.
55	10	FF-55	R.R.
56	10	FF-56	R.R.

O. Reg. 639/77, Sched. 10.

O. Reg. 639/77, Sched. 9; O. Reg. 805/80, s. 5.

Schedule 11				Item	Column 1	Column 2	Column 3
Abbreviations:				65	15	GE-153	T.B., Co & Ken
Al for Algoma				66	15	GE-154	T.B. & Co
Co for Cochrane				67	15	GE-155	Ken
Ken for Kenora				68	16	GE-156	Ken
T.B. for Thunder Bay				69	11 & 15	GE-157	T.B. & Co
Item	Column 1	Column 2	Column 3	70	11, 15 & 16	GE-158	Co
				71	15	GE-159	Ken
1	11	GE-1	T.B.	72	15 & 16	GE-160	Ken
2	11	GE-2	T.B.	73	12 & 16	GE-161	Co
3	11 & 12	GE-3	Co	74	12 & 16	GE-162	Co
4	12	GE-4	Co	75	15 & 16	GE-163	Ken
5	11	GE-8	T.B.	76	15 & 16	GE-164	Co
6	11	GE-9	T.B. & Co	77	11 & 12	GE-165	Co
7	11 & 12	GE-10	T.B.	78	14 & 15	GE-204	Ken
8	12	GE-11	T.B. & Co	79	13 & 15	GE-206	T.B.
9	12	GE-12	T.B.	80	17	GE-207	Ken
10	11	GE-13	T.B.	81	14	GE-208	Ken
11	11 & 12	GE-14	T.B.	82	14	GE-209	Ken
12	12	GE-15	T.B.	83	15	GE-210	T.B. & Ken
13	12	GE-16	T.B.	84	14, 15 & 17	GE-211	Ken
14	11	GE-20	T.B.	85	11	GE-212	T.B.
15	11	GE-21	T.B.	86	14	GE-213	Ken
16	11	GE-22	T.B.	87	14	GE-214	Ken
17	11	GE-23	T.B.	88	14	GE-215	Ken
18	11	GE-25	T.B.	89	11, 13 & 15	GE-216	T.B.
19	11 & 12	GE-26	T.B.	90	11	GE-217	T.B.
20	12	GE-27	T.B.	91	11 & 15	GE-218	T.B.
21	11	GE-32	T.B.	92	17	GE-219	Ken
22	11	GE-34	T.B.	93	15 & 17	GE-220	Ken
23	11	GE-35	T.B.	94	17	GE-221	Ken
24	11	GE-36	T.B.	95	15 & 17	GE-222	Ken
25	11	GE-37	T.B.	96	11	GE-223	T.B.
26	11	GE-38	T.B.	97	11	GE-224	T.B.
27	11	GE-39	T.B.	98	11	GE-225	T.B.
28	11	GE-40	T.B.	99	13 & 15	GE-227	Ken
29	11	GE-41	T.B.	100	15	GE-228	Ken
30	11	GE-42	T.B.	101	15	GE-229	Ken
31	11	GE-45	T.B.	102	12	GE-230	T.B. & Co
32	11 & 12	GE-46	T.B.	103	15	GE-231	Ken
33	12	GE-48	T.B.	104	15	GE-232	Ken
34	12	GE-51	T.B.	105	14	GE-234	Ken
35	12	GE-53	T.B. & Co	106	13, 14 & 15	GE-235	Ken
36	11	GE-65	T.B.	107	11 & 12	GE-240	Co
37	11	GE-66	T.B.	108	12	GE-241	Co
38	11	GE-67	T.B.	109	12	GE-300	Co, T.B. & Al
39	11	GE-68	T.B.	110	12	GE-301	Co, T.B. & Al
40	11	GE-69	T.B.	111	12	GE-304	T.B. & Al
41	11	GE-70	T.B.	112	12	GE-305	Al
42	11	GE-76	T.B.	113	13 & 15	GE-306	T.B. & Ken
43	11	GE-120	T.B.	114	13	GE-307	T.B. & Ken
44	11	GE-121	T.B.	115	13	GE-308	Ken
45	11	GE-122	T.B.	116	13	GE-309	T.B.
46	11	GE-123	T.B.	117	13	GE-310	Ken
47	11	GE-124	T.B.	118	13	GE-311	T.B.
48	11	GE-135	T.B.	119	13	GE-312	T.B. & Ken
49	11	GE-136	T.B. & Co	120	13 & 15	GE-313	Ken
50	11	GE-137	T.B.	121	15	GE-314	Ken
51	11	GE-138	T.B. & Co	122	13	GE-315	T.B. & Ken
52	11	GE-139	T.B.	123	13 & 15	GE-316	T.B.
53	11	GE-140	T.B. & Co	124	15	GE-317	Ken
54	11	GE-141	T.B.	125	15 & 17	GE-318	Ken
55	11	GE-142	T.B.	126	14	GE-319	Ken
56	11	GE-143	Co	127	14 & 15	GE-320	Ken
57	11	GE-144	Co	128	14	GE-321	Ken
58	11	GE-145	T.B.	129	17	GE-322	Ken
59	11	GE-146	T.B.	130	17	GE-323	Ken
60	11	GE-147	T.B.	131	15	GE-324	Ken
61	11 & 15	GE-148	T.B. & Co	132	17	GE-325	Ken
62	11	GE-149	T.B. & Co	133	15	GE-326	Ken
63	11	GE-150	T.B.	134	15	GE-327	Ken
64	11 & 15	GE-152	T.B.	135	15	GE-328	Ken
				136	15	GE-329	Ken

Schedule 12

Abbreviations:  
Sud for Sudbury

Item	Column 1	Column 2	Column 3
1	18	G0-1	Sud
2	18	G0-2	Sud
3	18	G0-3	Sud
4	18	G0-4	Sud
5	18	G0-5	Sud
6	18	G0-6	Sud
7	18	G0-7	Sud
8	18	G0-8	Sud
9	18	G0-9	Sud
10	18	G0-10	Sud
11	18	G0-11	Sud
12	18	G0-12	Sud
13	18	G0-13	Sud
14	18	G0-14	Sud
15	18	G0-15	Sud
16	18	G0-16	Sud
17	18	G0-17	Sud
18	18	G0-18	Sud
19	18	G0-19	Sud
20	18	G0-20	Sud
21	18	G0-21	Sud
22	18	G0-22	Sud
23	18	G0-23	Sud
24	18	G0-24	Sud
25	18	G0-25	Sud
26	18	G0-26	Sud
27	18	G0-27	Sud
28	18	G0-28	Sud
29	18	G0-29	Sud
30	18	G0-30	Sud
31	18	G0-31	Sud
32	18	G0-32	Sud
33	18	G0-33	Sud
34	18	G0-34	Sud
35	18	G0-35	Sud
36	18	G0-36	Sud
37	18	G0-37	Sud
38	18	G0-38	Sud
39	18	G0-39	Sud
40	18	G0-40	Sud
41	18	G0-41	Sud
42	18	G0-42	Sud
43	18	G0-43	Sud
44	18	G0-44	Sud
45	18	G0-45	Sud
46	18	G0-46	Sud
47	18	G0-47	Sud
48	18	G0-48	Sud
49	18	G0-49	Sud
50	18	G0-50	Sud
51	18	G0-51	Sud
52	18	G0-52	Sud
53	18	G0-53	Sud
54	18	G0-54	Sud
55	18	G0-55	Sud
56	18	G0-56	Sud
57	18	G0-57	Sud
58	18	G0-58	Sud
59	18	G0-59	Sud
60	18	G0-60	Sud

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Schedule 13

Abbreviations:  
Al for Algoma  
Co for Cochrane

Item	Column 1	Column 2	Column 3
1	19	HE-1	Co
2	19	HE-2	Co
3	19	HE-3	Co
4	19	HE-4	Co
5	19	HE-5	Co
6	19	HE-6	Co
7	19	HE-7	Co
8	19	HE-8	Co
9	19	HE-9	Co
10	19	HE-10	Co
11	19	HE-11	Co
12	19	HE-12	Co
13	19	HE-13	Co
14	19	HE-14	Co
15	19	HE-15	Co
16	19	HE-16	Co
17	19	HE-17	Co
18	19	HE-18	Co
19	19	HE-19	Co
20	19	HE-20	Co
21	19	HE-26	Co
22	19	HE-27	Co
23	19	HE-28	Co
24	19	HE-29	Co
25	19	HE-30	Co
26	19	HE-31	Co
27	19	HE-32	Co
28	19	HE-33	Co
29	19	HE-35	Co
30	19	HE-36	Co
31	19	HE-37	A1
32	19	HE-38	A1
33	19	HE-39	Co
34	19	HE-40	Co
35	19	HE-41	Co
36	19	HE-47	Co
37	19	HE-48	Co
38	19	HE-49	A1
39	19	HE-50	A1
40	19	HE-51	A1
41	19	HE-53	A1
42	19	HE-54	Co
43	19	HE-55	A1
44	19	HE-56	A1
45	19	HE-57	A1
46	19	HE-60	Co
47	19	HE-66	A1
48	19	HE-67	A1
49	19	HE-68	A1
50	19	HE-69	A1
51	19	HE-70	A1
52	19	HE-71	A1
53	19	HE-72	A1
54	19	HE-73	A1
55	19	HE-76	A1
56	19	HE-77	A1
57	19	HE-78	A1
58	19	HE-79	A1
59	19	HE-80	A1
60	19	HE-86	A1
61	19	HE-87	A1
62	19	HE-88	A1
63	19	HE-89	A1
64	19	HE-90	A1
65	19	HE-91	A1
66	19	HE-92	A1
67	19	HE-93	A1
68	19	HE-94	A1
69	19	HE-95	A1
70	19	HE-96	A1
71	19	HE-97	A1
72	19	HE-98	A1
73	19	HE-99	A1
74	19	HE-101	A1
75	19	HE-102	A1
76	19	HE-103	A1

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Schedule 14

## Abbreviations:

Mus for Muskoka  
Sim for Simcoe

Item	Column 1	Column 2	Column 3
1	20	HU-1	Mus
2	20	HU-5	Mus & Sim
3	20	HU-6	Mus & Sim
4	20	HU-7	Sim
5	20	HU-10	Sim
6	20	HU-13	Sim
7	20	HU-15	Sim
8	20	HU-17	Sim
9	20	HU-20	Sim
10	20	HU-21	Sim
11	20	HU-22	Mus
12	20	HU-23	Mus
13	20	HU-29	Sim

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Schedule 15

## Abbreviations:

Ken for Kenora  
T.B. for Thunder Bay

Item	Column 1	Column 2	Column 3
1	21	IG-1	Ken
2	21	IG-2	Ken & T.B.
3	21	IG-3	T.B.
4	21	IG-4	T.B.
5	21	IG-5	T.B.
6	21	IG-6	T.B.
7	21	IG-7	T.B.
8	21	IG-8	T.B.
9	21	IG-10	T.B.
10	21	IG-11	T.B.
11	21	IG-12	T.B.
12	21	IG-13	T.B.
13	21	IG-14	T.B.
14	21	IG-15	T.B.
15	21	IG-16	T.B.
16	21	IG-17	Ken
17	21	IG-18	Ken
18	21	IG-19	Ken
19	21	IG-20	Ken
20	21	IG-21	T.B.
21	21	IG-23	T.B.
22	21	IG-24	T.B.
23	21	IG-25	T.B.
24	21	IG-26	Ken
25	21	IG-27	Ken
26	21	IG-28	Ken
27	21	IG-29	Ken
28	21	IG-30	Ken
29	21	IG-31	Ken
30	21	IG-32	Ken
31	21	IG-33	Ken
32	21	IG-34	Ken
33	21	IG-35	Ken
34	21	IG-36	Ken
35	21	IG-37	Ken
36	21	IG-38	Ken
37	21	IG-39	Ken & T.B.
38	21	IG-40	T.B.
39	21	IG-41	T.B.
40	21	IG-42	T.B.
41	21	IG-43	Ken
42	21	IG-44	T.B.
43	21	IG-45	Ken
44	21	IG-46	Ken
45	21	IG-47	Ken
46	21	IG-48	Ken
47	21	IG-49	Ken
48	21	IG-50	Ken
49	21	IG-51	Ken
50	21	IG-52	Ken
51	21	IG-53	Ken
52	21	IG-54	Ken
53	21	IG-55	Ken
54	21	IG-56	Ken
55	21	IG-57	Ken
56	21	IG-58	Ken

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Schedule 16

## Abbreviations:

A1 for Algoma  
Co for Cochrane

Item	Column 1	Column 2	Column 3
1	22	KA-1	A1
2	22	KA-2	A1
3	22	KA-3	A1
4	22	KA-4	A1
5	22	KA-5	A1 & Co
6	22	KA-6	Co
7	22	KA-7	Co
8	22	KA-8	Co
9	22	KA-9	Co
10	22	KA-10	Co
11	22	KA-11	Co
12	22	KA-12	Co
13	22	KA-13	A1 & Co
14	22	KA-14	A1
15	22	KA-15	A1
16	22	KA-16	A1
17	22	KA-17	A1
18	22	KA-18	A1
19	22	KA-19	A1 & Co
20	22	KA-20	A1 & Co
21	22	KA-21	Co
22	22	KA-22	Co
23	22	KA-23	Co
24	22	KA-24	Co
25	22	KA-25	Co
26	22	KA-26	Co
27	22	KA-27	Co
28	22	KA-28	Co
29	22	KA-29	A1 & Co
30	22	KA-30	A1 & Co
31	22	KA-31	A1 & Co
32	22	KA-32	A1 & Co
33	22	KA-33	Co
34	22	KA-34	A1 & Co
35	22	KA-35	A1 & Co
36	22	KA-36	A1 & Co
37	22	KA-37	Co
38	22	KA-38	Co
39	22	KA-39	Co
40	22	KA-40	Co
41	22	KA-41	Co
42	22	KA-42	Co
43	22	KA-43	Co
44	22	KA-44	Co
45	22	KA-45	Co
46	22	KA-46	Co
47	22	KA-47	Co
48	22	KA-48	Co
49	22	KA-49	Co
50	22	KA-50	Co
51	22	KA-51	Co
52	22	KA-52	Co
53	73	KA-53	Co
54	73	KA-54	Co
55	22	KA-55	Co
56	22	KA-56	Co
57	22	KA-57	Co
58	22	KA-58	Co
59	22	KA-59	Co
60	22	KA-60	Co
61	22	KA-61	Co
62	22	KA-62	Co
63	22	KA-63	Co
64	22	KA-64	Co
65	22	KA-65	Co
66	22	KA-66	Co
67	22	KA-67	Co
68	22	KA-68	Co
69	22	KA-69	Co
70	22	KA-70	Co
71	22	KA-71	Co
72	22	KA-72	Co
73	22	KA-73	Co
74	22	KA-74	Co
75	22	KA-75	Co
76	22	KA-76	Co
77	22	KA-77	Co
78	22	KA-78	Co
79	22	KA-79	Co
80	22	KA-80	Co
81	22	KA-81	Co
82	22	KA-82	Co
83	22	KA-83	Co
84	22	KA-84	Co
85	22	KA-85	Co

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## Schedule 17

## Abbreviations:

Ken for Kenora

Item	Column 1	Column 2	Column 3	Item	Column 1	Column 2	Column 3
				78	23	KE-80	Ken
				79	23	KE-81	Ken
				80	23	KE-82	Ken
				81	23	KE-84	Ken
				82	23	KE-85	Ken
				83	23	KE-86	Ken
				84	23	KE-87	Ken
				85	23	KE-88	Ken
				86	23	KE-89	Ken
				87	23	KE-90	Ken
				88	23	KE-91	Ken
				89	23	KE-92	Ken
				90	23	KE-93	Ken
				91	23	KE-94	Ken
				92	23	KE-95	Ken
				93	23	KE-96	Ken
				94	23	KE-97	Ken
				95	23	KE-98	Ken
				96	23	KE-99	Ken
				97	23	KE-100	Ken
				98	23	KE-101	Ken
				99	23	KE-102	Ken
				100	23	KE-103	Ken
				101	23	KE-104	Ken
				102	23	KE-105	Ken
				103	23	KE-106	Ken
				104	23	KE-107	Ken
				105	23	KE-108	Ken
				106	23	KE-109	Ken
				107	23	KE-110	Ken
				108	23	KE-111	Ken
				109	23	KE-112	Ken
				110	23	KE-114	Ken
				111	23	KE-116	Ken
				112	23	KE-117	Ken
				113	23	KE-118	Ken
				114	23	KE-119	Ken
				115	23	KE-120	Ken
				116	23	KE-121	Ken
				117	23	KE-122	Ken
				118	23	KE-123	Ken
				119	23	KE-124	Ken
				120	23	KE-125	Ken
				121	23	KE-126	Ken
				122	23	KE-127	Ken
				123	23	KE-128	Ken
				124	23	KE-129	Ken
				125	23	KE-131	Ken
				126	23	KE-132	Ken
				127	23	KE-133	Ken
				128	23	KE-134	Ken
				129	23	KE-135	Ken
				130	23	KE-136	Ken
				131	23	KE-137	Ken
				132	23	KE-138	Ken
				133	23	KE-139	Ken
				134	23	KE-140	Ken
				135	23	KE-141	Ken
				136	23	KE-142	Ken
				137	23	KE-143	Ken
				138	23	KE-144	Ken
				139	23	KE-145	Ken
				140	23	KE-146	Ken
				141	23	KE-147	Ken
				142	23	KE-148	Ken
				143	23	KE-149	Ken
				144	23	KE-150	Ken
				145	23	KE-151	Ken
				146	23	KE-152	Ken
				147	23	KE-153	Ken
				148	23	KE-154	Ken
				149	23	KE-155	Ken
				150	23	KE-156	Ken
				151	23	KE-157	Ken
				152	23	KE-158	Ken
				153	23	KE-159	Ken
				154	23	KE-160	Ken
1	23	KE-1	Ken				
2	23	KE-2	Ken				
3	23	KE-3	Ken				
4	23	KE-4	Ken				
5	23	KE-5	Ken				
6	23	KE-6	Ken				
7	23	KE-7	Ken				
8	23	KE-8	Ken				
9	23	KE-9	Ken				
10	23	KE-10	Ken				
11	23	KE-11	Ken				
12	23	KE-12	Ken				
13	23	KE-13	Ken				
14	23	KE-14	Ken				
15	23	KE-15	Ken				
16	23	KE-16	Ken				
17	23	KE-17	Ken				
18	23	KE-18	Ken				
19	23	KE-20	Ken				
20	23	KE-21	Ken				
21	23	KE-22	Ken				
22	23	KE-23	Ken				
23	23	KE-24	Ken				
24	23	KE-25	Ken				
25	23	KE-26	Ken				
26	23	KE-27	Ken				
27	23	KE-29	Ken				
28	23	KE-30	Ken				
29	23	KE-31	Ken				
30	23	KE-32	Ken				
31	23	KE-33	Ken				
32	23	KE-34	Ken				
33	23	KE-35	Ken				
34	23	KE-36	Ken				
35	23	KE-37	Ken				
36	23	KE-38	Ken				
37	23	KE-39	Ken				
38	23	KE-40	Ken				
39	23	KE-41	Ken				
40	23	KE-42	Ken				
41	23	KE-43	Ken				
42	23	KE-44	Ken				
43	23	KE-45	Ken				
44	23	KE-46	Ken				
45	23	KE-47	Ken				
46	23	KE-48	Ken				
47	23	KE-49	Ken				
48	23	KE-50	Ken				
49	23	KE-51	Ken				
50	23	KE-52	Ken				
51	23	KE-53	Ken				
52	23	KE-54	Ken				
53	23	KE-55	Ken				
54	23	KE-56	Ken				
55	23	KE-57	Ken				
56	23	KE-58	Ken				
57	23	KE-59	Ken				
58	23	KE-60	Ken				
59	23	KE-61	Ken				
60	23	KE-62	Ken				
61	23	KE-63	Ken				
62	23	KE-64	Ken				
63	23	KE-65	Ken				
64	23	KE-66	Ken				
65	23	KE-67	Ken				
66	23	KE-68	Ken				
67	23	KE-69	Ken				
68	23	KE-70	Ken				
69	23	KE-71	Ken				
70	23	KE-72	Ken				
71	23	KE-73	Ken				
72	23	KE-74	Ken				
73	23	KE-75	Ken				
74	23	KE-76	Ken				
75	23	KE-77	Ken				
76	23	KE-78	Ken				
77	23	KE-79	Ken				



## Schedule 18

## Abbreviations:

Co for Cochrane  
Tim for Timiskaming

Item	Column 1	Column 2	Column 3	Item	Column 1	Column 2	Column 3
				54	24	KL-54	Tim
				55	24	KL-55	Tim
				56	24	KL-56	Tim
				57	24	KL-57	Tim
1	24	KL-1	Co	58	24	KL-58	Tim
2	24	KL-2	Co	59	24	KL-59	Tim
3	24	KL-3	Co	60	24	KL-60	Tim
4	24	KL-4	Co	61	24	KL-61	Tim
5	24	KL-5	Co	62	24	KL-62	Tim
6	24	KL-6	Co & Tim	63	24	KL-63	Tim
7	24	KL-7	Co	64	24	KL-64	Tim
8	24	KL-8	Co	65	24	KL-65	Tim
9	24	KL-9	Co	66	24	KL-66	Co & Tim
10	24	KL-10	Co	67	24	KL-67	Tim
11	24	KL-11	Co	68	24	KL-68	Tim
12	24	KL-12	Co	69	24	KL-69	Tim
13	24	KL-13	Tim	70	24	KL-70	Tim
14	24	KL-14	Co	71	24	KL-71	Tim
15	24	KL-15	Co & Tim	72	24	KL-72	Tim
16	24	KL-16	Co	73	24	KL-73	Tim
17	24	KL-17	Co & Tim	74	24	KL-74	Tim
18	24	KL-18	Co & Tim	75	24	KL-75	Tim
19	24	KL-19	Co & Tim	76	24	KL-76	Tim
20	24	KL-20	Tim	77	24	KL-77	Tim
21	24	KL-21	Tim	78	24	KL-78	Tim
22	24	KL-22	Tim	79	24	KL-79	Tim
23	24	KL-23	Co	80	24	KL-80	Tim
24	24	KL-24	Co	81	24	KL-81	Tim
25	24	KL-25	Co	82	24	KL-82	Tim
26	24	KL-26	Tim	83	24	KL-84	Tim
27	24	KL-27	Tim	84	24	KL-85	Tim
28	24	KL-28	Tim	85	24	KL-86	Tim
29	24	KL-29	Tim	86	24	KL-87	Tim
30	24	KL-30	Tim	87	24	KL-88	Tim
31	24	KL-31	Tim	88	24	KL-89	Tim
32	24	KL-32	Tim	89	24	KL-90	Tim
33	24	KL-33	Tim	90	24	KL-91	Tim
34	24	KL-34	Tim	91	24	KL-92	Tim
35	24	KL-35	Tim	92	24	KL-93	Tim
36	24	KL-36	Tim	93	24	KL-94	Tim
37	24	KL-37	Tim	94	24	KL-95	Tim
38	24	KL-38	Tim	95	24	KL-96	Tim
39	24	KL-39	Tim	96	24	KL-97	Tim
40	24	KL-40	Tim	97	24	KL-98	Tim
41	24	KL-41	Tim	98	24	KL-99	Tim
42	24	KL-42	Tim	99	24	KL-100	Tim
43	24	KL-43	Tim	100	24	KL-102	Tim
44	24	KL-44	Tim	101	24	KL-103	Tim
45	24	KL-45	Tim	102	24	KL-106	Tim
46	24	KL-46	Tim	103	24	KL-107	Tim
47	24	KL-47	Tim	104	24	KL-108	Tim
48	24	KL-48	Tim	105	24	KL-110	Tim
49	24	KL-49	Tim	106	24	KL-111	Tim
50	24	KL-50	Tim				
51	24	KL-51	Co & Tim				
52	24	KL-52	Tim				
53	24	KL-53	Tim				

O. Reg. 639/77, Sched. 18.

Schedule 19

## Abbreviations:

Hal for Haliburton  
 Pet for Peterborough  
 Vic for Victoria

Item	Column 1	Column 2	Column 3
1	25	MD-1	Hal
2	25	MD-2	Hal
3	25	MD-3	Hal
4	25	MD-4	Hal
5	25	MD-5	Hal
6	25	MD-6	Hal
7	25	MD-7	Hal
8	25	MD-8	Hal
9	25	MD-9	Hal
10	25	MD-10	Hal
11	25	MD-12	Hal
12	25	MD-13	Hal
13	25	MD-14	Vic
14	25	MD-15	Hal
15	25	MD-16	Vic
16	25	MD-17	Vic
17	25	MD-18	Vic
18	25	MD-19	Vic
19	25	MD-20	Vic
20	25	MD-23	Vic
21	25	MD-24	Vic
22	25	MD-25	Vic
23	25	MD-26	Vic
24	25	MD-27	Vic
25	25	MD-28	Hal
26	25	MD-29	Hal & Vic
27	25	MD-30	Hal & Vic
28	25	MD-31	Hal
29	25	MD-32	Hal
30	25	MD-33	Hal
31	25	MD-34	Hal
32	25	MD-35	Hal
33	25	MD-36	Hal
34	25	MD-37	Hal
35	25	MD-39	Pet
36	25	MD-40	Pet
37	25	MD-41	Pet
38	25	MD-42	Pet
39	25	MD-43	Pet
40	25	MD-44	Pet
41	25	MD-46	Pet
42	25	MD-49	Pet
43	25	MD-50	Pet
44	25	MD-51	Hal
45	25	MD-52	Pet
46	25	MD-53	Pet
47	25	MD-54	Pet
48	25	MD-55	Pet
49	25	MD-56	Pet
50	25	MD-58	Pet
51	25	MD-59	Pet
52	25	MD-60	Hal & Pet
53	25	MD-62	Hal
54	25	MD-63	Hal
55	25	MD-64	Hal
56	25	MD-65	Hal
57	25	MD-67	Hal
58	25	MD-68	Hal
59	25	MD-69	Hal
60	25	MD-70	Hal
61	25	MD-71	Hal
62	25	MD-72	Hal
63	25	MD-73	Pet
64	25	MD-76	Hal
65	25	MD-77	Hal
66	25	MD-82	Hal
67	25	MD-84	Pet
68	25	MD-85	Pet
69	25	MD-86	Pet
70	68	MD-87	Hal & Vic

O. Reg. 639/77, Sched. 19; O. Reg. 850/78, s. 3.

Schedule 20

## Abbreviations:

Co for Cochrane  
 Ken for Kenora

Item	Column 1	Column 2	Column 3
1	26	MO-112	Co
2	26	MO-113	Co
3	26 & 27	MO-114	Co
4	27	MO-115	Co
5	26 & 27	MO-116	Co
6	28 & 30	MO-117	Co
7	28 & 30	MO-118	Co
8	27 & 28	MO-119	Co
9	28 & 30	MO-120	Co
10	28	MO-121	Co
11	27 & 28	MO-122	Co
12	27, 30 & 31	MO-123	Co
13	30	MO-124	Co
14	28 & 30	MO-125	Co
15	27	MO-126	Co
16	27	MO-127	Co
17	27	MO-128	Co
18	26 & 27	MO-129	Co
19	30 & 31	MO-130	Ken
20	27	MO-131	Co
21	30 & 31	MO-132	Ken
22	30 & 31	MO-133	Ken
23	27 & 31	MO-135	Ken
24	30 & 31	MO-136	Ken
25	31	MO-137	Ken
26	31	MO-138	Ken
27	26, 27, 31 & 32	MO-139	Ken
28	27, 31 & 32	MO-140	Ken
29	27	MO-141	Co
30	27 & 31	MO-142	Ken
31	30 & 31	MO-143	Co
32	26 & 27	MO-144	Ken
33	27	MO-145	Co
34	26 & 27	MO-146	Co
35	27 & 31	MO-147	Ken
36	27 & 31	MO-148	Ken
37	31	MO-149	Ken
38	27 & 31	MO-150	Ken
39	27	MO-151	Ken
40	28 & 30	MO-152	Co
41	28	MO-154	Co
42	27	MO-155	Co
43	26 & 32	MO-156	Ken
44	28	MO-157	Co
45	27 & 28	MO-158	Co
46	27 & 28	MO-159	Co
47	29	MO-160	Co
48	28 & 29	MO-161	Co
49	28 & 29	MO-162	Co
50	28	MO-168	Co
51	28 & 29	MO-169	Co
52	28	MO-170	Co
53	28	MO-172	Co
54	28	MO-173	Co
55	28	MO-174	Co
56	28	MO-175	Co
57	28	MO-176	Co
58	28	MO-177	Co
59	28	MO-178	Co
60	28	MO-180	Co
61	28	MO-181	Co
62	27 & 28	MO-183	Co
63	28	MO-185	Co
64	28	MO-187	Co
65	27	MO-188	Co
66	28	MO-190	Co
67	28	MO-191	Co
68	27 & 28	MO-192	Co
69	29	MO-196	Co
70	29	MO-197	Co
71	29	MO-198	Co
72	27 & 28	MO-200	Co
73	28 & 29	MO-201	Co

Item	Column 1	Column 2	Column 3
74	28	MO-202	Co
75	36	MO-203	Ken
76	36	MO-204	Ken
77	31 & 36	MO-205	Ken
78	36	MO-206	Ken
79	35 & 36	MO-207	Ken
80	35 & 36	MO-208	Ken
81	35 & 36	MO-209	Ken
82	32 & 35	MO-210	Ken
83	35	MO-211	Ken
84	32 & 35	MO-212	Ken
85	31 & 36	MO-213	Ken
86	31	MO-214	Ken
87	31	MO-215	Ken
88	31 & 32	MO-216	Ken
89	31	MO-217	Ken
90	31 & 32	MO-218	Ken
91	31 & 32	MO-219	Ken
92	31 & 32	MO-220	Ken
93	32	MO-222	Ken
94	32	MO-223	Ken
95	32	MO-224	Ken
96	32 & 33	MO-225	Ken
97	32 & 33	MO-226	Ken
98	28	MO-228	Co
99	32 & 33	MO-229	Ken
100	31 & 32	MO-230	Ken
101	31 & 32	MO-231	Ken
102	31	MO-232	Ken
103	31	MO-233	Ken
104	31	MO-234	Ken
105	28	MO-237	Co
106	31	MO-238	Ken
107	33 & 34	MO-386	Ken
108	34	MO-387	Ken
109	33 & 34	MO-388	Ken
110	35	MO-389	Ken
111	32, 33, 34 & 35	MO-390	Ken
112	34 & 35	MO-391	Ken
113	34 & 35	MO-392	Ken
114	34 & 35	MO-393	Ken
115	34	MO-394	Ken
116	34	MO-395	Ken
117	35	MO-396	Ken
118	35	MO-397	Ken
119	33	MO-398	Ken

O. Reg. 639/77, Sched. 20.

## Schedule 21

## Abbreviations:

T.B. for Thunder Bay

Item	Column 1	Column 2	Column 3
1	37	NG-1	T.B.
2	37	NG-2	T.B.
3	37	NG-3	T.B.
4	37	NG-4	T.B.
5	37	NG-5	T.B.
6	37	NG-6	T.B.
7	37	NG-7	T.B.
8	37	NG-8	T.B.
9	37	NG-9	T.B.
10	37	NG-10	T.B.
11	37	NG-11	T.B.
12	37	NG-12	T.B.
13	37	NG-13	T.B.
14	37	NG-14	T.B.
15	37	NG-15	T.B.
16	37	NG-16	T.B.
17	37	NG-17	T.B.
18	37	NG-18	T.B.
19	37	NG-19	T.B.
20	37	NG-20	T.B.
21	37	NG-21	T.B.
22	37	NG-22	T.B.
23	37	NG-23	T.B.
24	37	NG-24	T.B.
25	37	NG-25	T.B.
26	37 & 38	NG-26	T.B.
27	37	NG-27	T.B.
28	37 & 38	NG-28	T.B.
29	38	NG-29	T.B.
30	38	NG-30	T.B.

Item	Column 1	Column 2	Column 3
31	37 & 38	NG-31	T.B.
32	37 & 38	NG-32	T.B.
33	38	NG-34	T.B.
34	38	NG-35	T.B.
35	38	NG-36	T.B.
36	38	NG-37	T.B.
37	38	NG-38	T.B.
38	38	NG-29	T.B.
39	38	NG-40	T.B.
40	38	NG-41	T.B.
41	38	NG-42	T.B.
42	38	NG-43	T.B.
43	38	NG-44	T.B.
44	38	NG-45	T.B.
45	38	NG-46	T.B.
46	38	NG-47	T.B.
47	38	NG-48	T.B.
48	38	NG-49	T.B.
49	38	NG-50	T.B.
50	38	NG-51	T.B.
51	38	NG-52	T.B.
52	38	NG-53	T.B.
53	38	NG-54	T.B.
54	38	NG-55	T.B.
55	38	NG-56	T.B.
56	38	NG-57	T.B.
57	38	NG-58	T.B.
58	38	NG-59	T.B.
59	38	NG-60	T.B.
60	38	NG-61	T.B.
61	38	NG-62	T.B.
62	38	NG-63	T.B.
63	38	NG-64	T.B.
64	38	NG-65	T.B.
65	38	NG-66	T.B.
66	38	NG-67	T.B.
67	38	NG-68	T.B.
68	38	NG-69	T.B.
69	38	NG-70	T.B.
70	38	NG-71	T.B.
71	38	NG-73	T.B.
72	38	NG-74	T.B.
73	38	NG-75	T.B.
74	38	NG-76	T.B.
75	38	NG-77	T.B.
76	38	NG-78	T.B.
77	38	NG-79	T.B.
78	38	NG-80	T.B.
79	38	NG-81	T.B.
80	37 & 38	NG-82	T.B.
81	38	NG-83	T.B.
82	38	NG-84	T.B.
83	37 & 38	NG-85	T.B.
84	37 & 38	NG-86	T.B.
85	38	NG-87	T.B.
86	38	NG-88	T.B.
87	38	NG-89	T.B.
88	38	NG-90	T.B.
89	38	NG-91	T.B.
90	38	NG-92	T.B.
91	38	NG-93	T.B.
92	38	NG-94	T.B.
93	38	NG-95	T.B.
94	38	NG-96	T.B.
95	38	NG-97	T.B.
96	38	NG-98	T.B.
97	38	NG-99	T.B.
98	38	NG-100	T.B.
99	38	NG-101	T.B.
100	38	NG-102	T.B.
101	38	NG-103	T.B.
102	38	NG-104	T.B.
103	38	NG-105	T.B.
104	38	NG-106	T.B.
105	38	NG-107	T.B.
106	38	NG-108	T.B.
107	38	NG-109	T.B.
108	38	NG-110	T.B.
109	38	NG-111	T.B.
110	38	NG-112	T.B.
111	38	NG-113	T.B.
112	38	NG-114	T.B.
113	38	NG-116	T.B.
114	38	NG-117	T.B.
115	38	NG-118	T.B.
116	38	NG-119	T.B.
117	38	NG-120	T.B.

O. Reg. 639/77, Sched. 21; O. Reg. 925/79, s. 4.

## Schedule 22

## Abbreviations:

Nip for Nipissing  
P.S. for Parry Sound  
Sud for Sudbury

Item	Column 1	Column 2	Column 3	Item	Column 1	Column 2	Column 3
1	39	NB-1	Sud & Nip	40	39	NB-41	Sud & Nip
2	39	NB-2	Sud & Nip	41	39	NB-42	Nip
3	39	NB-3	Sud & Nip	42	39	NB-43	Nip
4	39	NB-4	Sud & Nip	43	39	NB-44	Nip
5	39	NB-5	Nip	44	39	NB-45	Nip
6	39	NB-6	Nip	45	39	NB-46	Nip
7	39	NB-7	Nip	46	39	NB-47	Nip
8	39	NB-8	Nip	47	39	NB-48	Nip
9	39	NB-9	Nip	48	39	NB-49	Nip
10	39	NB-10	Nip	49	39	NB-50	Sud & Nip
11	39	NB-11	Nip	50	39	NB-51	Sud & Nip
12	69	NB-12	Sud & Nip	51	39	NB-52	Nip
13	39	NB-13	Nip	52	39	NB-53	P.S.
14	39	NB-14	Nip	53	39	NB-54	P.S.
15	39	NB-15	Nip	54	39	NB-56	Nip
16	39	NB-16	Nip	55	39	NB-57	Nip
17	69	NB-17	Nip	56	39	NB-58	Nip
18	69	NB-18	Sud & Nip	57	39	NB-59	Nip
19	39	NB-19	Nip	58	39	NB-60	Nip
20	39	NB-20	Nip	59	39	NB-61	P.S.
21	39	NB-21	Nip	60	39	NB-62	P.S.
22	39	NB-22	Nip	61	39	NB-63	P.S.
23	39	NB-23	Nip	62	39	NB-64	Nip
24	39	NB-24	Nip	63	39	NB-65	Nip
25	39	NB-25	Nip	64	39	NB-66	P.S.
26	39	NB-26	Nip	65	39	NB-67	P.S.
27	39	NB-28	Nip	66	39	NB-68	P.S.
28	39	NB-29	Nip	67	39	NB-69	P.S.
29	39	NB-30	Nip	68	39	NB-70	P.S.
30	39	NB-31	Nip	69	39	NB-71	P.S.
31	39	NB-32	Nip	70	39	NB-72	Nip
32	39	NB-33	Nip	71	39	NB-73	P.S.
33	39	NB-34	Nip	72	39	NB-74	P.S.
34	39	NB-35	Nip	73	39	NB-75	P.S.
35	39	NB-36	Sud & Nip	74	39	NB-76	P.S.
36	39	NB-37	Nip	75	39	NB-77	P.S.
37	39	NB-38	Nip	76	39	NB-78	P.S.
38	39	NB-39	Nip	77	39	NB-79	Nip
39	39	NB-40	Nip	78	39	NB-80	Nip
				79	39	NB-81	Nip
				80	39	NB-82	P.S.
				81	39	NB-83	Nip
				82	69	NB-84	Nip

O. Reg. 639/77, Sched. 22; O. Reg. 850/78, s. 4.

Schedule 23

## Abbreviations:

P.S. for Parry Sound

Item	Column 1	Column 2	Column 3
1	40	PS-17	P.S.
2	40	PS-40	P.S.
3	40	PS-41	P.S.
4	40	PS-42	P.S.
5	40	PS-43	P.S.
6	40	PS-44	P.S.
7	40	PS-45	P.S.
8	40	PS-46	P.S.
9	40	PS-60	P.S.
10	40	PS-61	P.S.
11	40	PS-62	P.S.
12	40	PS-63	P.S.
13	40	PS-64	P.S.
14	40	PS-66	P.S.
15	40	PS-67	P.S.
16	40	PS-70	P.S.
17	40	PS-72	P.S.
18	40	PS-73	P.S.
19	40	PS-74	P.S.
20	40	PS-76	P.S.
21	40	PS-77	P.S.
22	40	PS-78	P.S.
23	40	PS-79	P.S.
24	40	PS-80	P.S.
25	40	PS-81	P.S.
26	40	PS-84	P.S.
27	40	PS-85	P.S.
28	40	PS-86	P.S.
29	40	PS-88	P.S.
30	40	PS-89	P.S.
31	40	PS-90	P.S.
32	40	PS-91	P.S.
33	40	PS-94	P.S.
34	40	PS-95	P.S.
35	40	PS-97	P.S.
36	40	PS-110	P.S.
37	40	PS-115	P.S.
38	40	PS-116	P.S.
39	40	PS-117	P.S.
40	40	PS-118	P.S.
41	40	PS-119	P.S.
42	40	PS-120	P.S.
43	40	PS-129	P.S.
44	40	PS-132	P.S.
45	40	PS-133	P.S.
46	40	PS-134	P.S.
47	40	PS-135	P.S.
48	40	PS-137	P.S.
49	40	PS-139	P.S.
50	40	PS-145	P.S.
51	40	PS-146	P.S.
52	40	PS-147	P.S.
53	40	PS-150	P.S.
54	40	PS-152	P.S.

O. Reg. 639/77, Sched. 23.

Schedule 24

## Abbreviations:

Ren for Renfrew

Item	Column 1	Column 2	Column 3
1	41	PE-1	Ren
2	41	PE-2	Ren
3	41	PE-9	Ren
4	41	PE-15	Ren
5	41	PE-17	Ren
6	41	PE-18	Ren
7	41	PE-19	Ren
8	41	PE-20	Ren
9	41	PE-21	Ren
10	41	PE-22	Ren
11	41	PE-24	Ren
12	41	PE-25	Ren
13	41	PE-26	Ren
14	41	PE-35	Ren
15	41	PE-37	Ren
16	41	PE-38	Ren
17	41	PE-39	Ren
18	41	PE-41	Ren
19	41	PE-42	Ren
20	41	PE-43	Ren
21	41	PE-44	Ren
22	41	PE-46	Ren
23	41	PE-48	Ren
24	41	PE-53	Ren
25	41	PE-54	Ren
26	41	PE-55	Ren
27	41	PE-56	Ren
28	41	PE-59	Ren
29	41	PE-60	Ren
30	41	PE-66	Ren
31	41	PE-67	Ren
32	41	PE-68	Ren
33	41	PE-69	Ren
34	41	PE-70	Ren
35	41	PE-71	Ren
36	41	PE-75	Ren
37	41	PE-76	Ren
38	41	PE-77	Ren
39	41	PE-78	Ren
40	41	PE-79	Ren
41	41	PE-80	Ren
42	41	PE-82	Ren
43	41	PE-85	Ren
44	41	PE-86	Ren

O. Reg. 639/77, Sched. 24; O. Reg. 805/80, s. 6.



## Schedule 25

## Abbreviations:

Ken for Kenora

Item	Column 1	Column 2	Column 3	Item	Column 1	Column 2	Column 3
				80	42 & 43	RL-98	Ken
				81	42	RL-99	Ken
				82	42	RL-100	Ken
				83	42 & 43	RL-101	Ken
				84	42	RL-102	Ken
1	43	RL-1	Ken	85	42	RL-103	Ken
2	43	RL-2	Ken	86	42	RL-104	Ken
3	43	RL-4	Ken	87	43	RL-105	Ken
4	43	RL-5	Ken	88	43	RL-106	Ken
5	43	RL-6	Ken	89	43	RL-111	Ken
6	43	RL-7	Ken	90	42	RL-112	Ken
7	43	RL-8	Ken	91	42	RL-113	Ken
8	43	RL-9	Ken	92	42 & 43	RL-114	Ken
9	43	RL-13	Ken	93	42 & 43	RL-115	Ken
10	43	RL-14	Ken	94	43	RL-116	Ken
11	43	RL-15	Ken	95	43	RL-117	Ken
12	43	RL-16	Ken	96	42	RL-118	Ken
13	43	RL-17	Ken	97	42	RL-119	Ken
14	43	RL-18	Ken	98	42	RL-120	Ken
15	43	RL-19	Ken	99	42	RL-121	Ken
16	43	RL-20	Ken	100	42	RL-122	Ken
17	43	RL-21	Ken	101	42	RL-123	Ken
18	43	RL-22	Ken	102	42	RL-124	Ken
19	43	RL-23	Ken	103	42	RL-125	Ken
20	43	RL-24	Ken	104	42	RL-126	Ken
21	43	RL-25	Ken	105	42	RL-127	Ken
22	43	RL-26	Ken	106	42	RL-128	Ken
23	43	RL-27	Ken	107	42	RL-129	Ken
24	43	RL-28	Ken	108	42	RL-130	Ken
25	43	RL-29	Ken	109	42	RL-131	Ken
26	43	RL-30	Ken	110	42	RL-132	Ken
27	43	RL-31	Ken	111	42	RL-133	Ken
28	43	RL-32	Ken	112	42	RL-134	Ken
29	43	RL-33	Ken	113	42	RL-135	Ken
30	43	RL-34	Ken	114	42	RL-136	Ken
31	43	RL-35	Ken	115	42	RL-137	Ken
32	43	RL-36	Ken	116	42	RL-138	Ken
33	43	RL-37	Ken	117	42	RL-139	Ken
34	43	RL-38	Ken	118	42	RL-140	Ken
35	43	RL-39	Ken	119	42	RL-141	Ken
36	43	RL-40	Ken	120	42	RL-142	Ken
37	43	RL-41	Ken	121	42	RL-143	Ken
38	43	RL-42	Ken	122	42	RL-144	Ken
39	43	RL-43	Ken	123	42	RL-145	Ken
40	43	RL-44	Ken	124	74	RL-151	Ken
41	43	RL-51	Ken	125	42	RL-147	Ken
42	43	RL-52	Ken	126	42	RL-148	Ken
43	43	RL-53	Ken				
44	43	RL-54	Ken	127	42	RL-150	Ken
45	43	RL-56	Ken	128	75	RL-154	Ken
46	43	RL-57	Ken	129	42	RL-152	Ken
47	43	RL-58	Ken	130	42	RL-153	Ken
48	43	RL-59	Ken				
49	43	RL-60	Ken	131	42	RL-155	Ken
50	43	RL-61	Ken	132	42	RL-156	Ken
51	43	RL-62	Ken	133	42	RL-157	Ken
52	43	RL-63	Ken	134	42	RL-158	Ken
53	43	RL-64	Ken	135	42	RL-159	Ken
54	43	RL-65	Ken	136	42	RL-160	Ken
55	43	RL-66	Ken	137	42	RL-161	Ken
56	43	RL-67	Ken	138	42	RL-162	Ken
57	43	RL-68	Ken	139	42	RL-163	Ken
58	43	RL-69	Ken	140	42	RL-164	Ken
59	43	RL-70	Ken	141	42	RL-165	Ken
60	43	RL-71	Ken	142	42	RL-166	Ken
61	43	RL-72	Ken	143	42	RL-167	Ken
62	43	RL-73	Ken	144	42	RL-168	Ken
63	43	RL-74	Ken	145	42	RL-169	Ken
64	43	RL-75	Ken	146	42	RL-170	Ken
65	43	RL-76	Ken	147	42	RL-171	Ken
66	43	RL-77	Ken	148	42	RL-172	Ken
67	43	RL-78	Ken	149	42	RL-173	Ken
68	43	RL-86	Ken	150	42	RL-174	Ken
69	43	RL-87	Ken	151	42	RL-175	Ken
70	43	RL-88	Ken	152	42	RL-176	Ken
71	43	RL-89	Ken	153	42	RL-177	Ken
72	42 & 43	RL-90	Ken	154	42	RL-178	Ken
73	42 & 43	RL-91	Ken	155	42	RL-179	Ken
74	43	RL-92	Ken	156	42	RL-180	Ken
75	43	RL-93	Ken	157	42	RL-181	Ken
76	42 & 43	RL-94	Ken				
77	43	RL-95	Ken				
78	43	RL-96	Ken				
79	43	RL-97	Ken				

## Schedule 26

## Abbreviations:

A1 for Algoma

Item	Column 1	Column 2	Column 3	Item	Column 1	Column 2	Column 3
				30	44	SS-30	A1
				31	44	SS-31	A1
				32	44	SS-32	A1
				33	44	SS-33	A1
				34	44	SS-34	A1
1	44	SS-1	A1	35	44	SS-35	A1
2	44	SS-2	A1	36	44	SS-36	A1
3	44	SS-3	A1	37	44	SS-37	A1
4	44	SS-4	A1	38	44	SS-38	A1
5	44	SS-5	A1	39	44	SS-39	A1
6	44	SS-6	A1	40	44	SS-40	A1
7	44	SS-7	A1	41	44	SS-41	A1
8	44	SS-8	A1	42	44	SS-42	A1
9	44	SS-9	A1	43	44	SS-43	A1
10	44	SS-10	A1	44	44	SS-44	A1
11	44	SS-11	A1	45	44	SS-45	A1
12	44	SS-12	A1	46	44	SS-46	A1
13	44	SS-13	A1	47	44	SS-47	A1
14	44	SS-14	A1	48	44	SS-48	A1
15	44	SS-15	A1	49	44	SS-49	A1
16	44	SS-16	A1	50	44	SS-50	A1
17	44	SS-17	A1	51	44	SS-51	A1
18	44	SS-18	A1	52	44	SS-52	A1
19	44	SS-19	A1	53	44	SS-53	A1
20	44	SS-20	A1	54	44	SS-54	A1
21	44	SS-21	A1	55	44	SS-55	A1
22	44	SS-22	A1	56	44	SS-56	A1
23	44	SS-23	A1	57	44	SS-57	A1
24	44	SS-24	A1	58	44	SS-58	A1
25	44	SS-25	A1	59	44	SS-59	A1
26	44	SS-26	A1				
27	44	SS-27	A1				
28	44	SS-28	A1				
29	44	SS-29	A1				

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## Schedule 27

## Abbreviations:

Ken for Kenora

T.B. for Thunder Bay

Item	Column 1	Column 2	Column 3	Item	Column 1	Column 2	Column 3
				23	45	SL-101	Ken
				24	45	SL-102	Ken
				25	45	SL-103	Ken
				26	45	SL-104	Ken
1	45	SL-1	Ken	27	45	SL-105	Ken
2	45	SL-2	Ken	28	45	SL-106	Ken
3	45 & 46	SL-3	Ken	29	45	SL-107	Ken
4	46	SL-4	Ken	30	45 & 46	SL-108	Ken
5	46	SL-5	Ken	31	45 & 46	SL-109	Ken
6	46	SL-6	Ken	32	45	SL-110	Ken
7	46	SL-7	Ken	33	45	SL-111	Ken
8	46	SL-8	Ken	34	45	SL-112	Ken
9	46	SL-9	Ken	35	45	SL-113	Ken
10	46	SL-10	Ken	36	45 & 46	SL-114	Ken
11	46	SL-11	Ken	37	45 & 46	SL-115	Ken
12	46	SL-12	Ken	38	46	SL-116	Ken
13	45 & 46	SL-13	Ken	39	46	SL-117	Ken
14	45	SL-14	Ken	40	45 & 46	SL-118	Ken
15	45	SL-15	Ken	41	45	SL-119	Ken
16	45	SL-16	Ken	42	45	SL-120	Ken
17	45 & 46	SL-17	Ken	43	45	SL-121	Ken
18	45 & 46	SL-18	Ken	44	45	SL-122	Ken
19	46	SL-20	Ken	45	45 & 46	SL-125	Ken
20	46	SL-21	Ken	46	45 & 46	SL-126	Ken
21	45	SL-22	Ken	47	46	SL-127	Ken
22	45	SL-100	Ken	48	46	SL-128	Ken

Item	Column 1	Column 2	Column 3
49	46	SL-129	Ken
50	46	SL-130	Ken
51	45 & 46	SL-135	Ken
52	46	SL-136	Ken
53	46	SL-137	Ken
54	46	SL-138	Ken
55	46	SL-139	Ken
56	46	SL-140	Ken
57	46	SL-141	Ken
58	46	SL-142	Ken
59	46	SL-143	Ken
60	46	SL-144	Ken
61	46	SL-145	Ken
62	46	SL-146	Ken
63	46	SL-152	T.B.
64	46	SL-153	T.B.
65	46	SL-154	T.B.
66	46	SL-155	T.B.
67	46 & 47	SL-156	T.B.
68	46	SL-157	T.B.
69	46	SL-158	T.B.
70	46	SL-159	T.B.
71	46	SL-160	T.B.
72	46	SL-161	T.B.
73	46	SL-162	T.B.
74	46	SL-163	T.B.
75	46	SL-164	Ken
76	46	SL-165	T.B.
77	47	SL-168	T.B.
78	47	SL-169	T.B.
79	46	SL-170	Ken
80	46	SL-171	Ken
81	46	SL-172	T.B.
82	46 & 48	SL-173	T.B.
83	46	SL-174	T.B.
84	46, 47 & 48	SL-175	T.B.
85	46 & 48	SL-176	T.B.
86	47 & 48	SL-177	T.B.
87	47	SL-178	T.B.
88	47 & 48	SL-179	Ken
89	48	SL-180	Ken
90	46 & 48	SL-181	T.B.
91	46 & 48	SL-182	Ken
92	46	SL-183	Ken
93	46 & 48	SL-184	Ken
94	48	SL-185	Ken
95	46 & 48	SL-186	Ken
96	48	SL-187	Ken
97	48	SL-188	Ken
98	48	SL-189	Ken
99	48	SL-190	Ken
100	45, 46, 48 & 49	SL-191	Ken
101	48 & 49	SL-192	Ken
102	48 & 49	SL-193	Ken
103	48 & 49	SL-194	Ken
104	48	SL-195	Ken
105	49	SL-196	Ken
106	49	SL-197	Ken
107	45 & 49	SL-198	Ken
108	49	SL-200	Ken
109	49	SL-201	Ken
110	48 & 49	SL-202	Ken
111	48	SL-203	Ken
112	48 & 49	SL-204	Ken
113	48 & 49	SL-205	Ken
114	48	SL-206	Ken
115	48	SL-207	Ken
116	48 & 49	SL-208	Ken
117	48	SL-209	Ken
118	49	SL-210	Ken
119	48 & 49	SL-211	Ken
120	48	SL-212	Ken
121	48	SL-213	Ken
122	48	SL-214	Ken
123	49	SL-215	Ken
124	49	SL-216	Ken
125	48	SL-220	Ken
126	48	SL-221	Ken
127	48	SL-222	Ken
128	48	SL-223	Ken
129	48	SL-224	Ken
130	48	SL-225	Ken
131	48	SL-226	Ken
132	48	SL-227	Ken
133	48	SL-228	Ken
134	48	SL-229	Ken
135	47, 48 & 52	SL-230	Ken
136	47	SL-231	Ken
137	47	SL-232	Ken
138	47 & 52	SL-233	Ken
139	47 & 52	SL-235	Ken

Item	Column 1	Column 2	Column 3
141	48 & 52	SL-236	Ken
142	48	SL-237	Ken
143	48	SL-238	Ken
144	48	SL-239	Ken
145	48	SL-240	Ken
146	48 & 52	SL-241	Ken
147	48 & 52	SL-242	Ken
148	52	SL-243	Ken
149	52	SL-244	Ken
150	49	SL-250	Ken
151	48 & 49	SL-251	Ken
152	48	SL-252	Ken
153	48	SL-253	Ken
154	48	SL-254	Ken
155	48	SL-255	Ken
156	48 & 52	SL-256	Ken
157	48	SL-257	Ken
158	48 & 51	SL-258	Ken
159	48	SL-259	Ken
160	48	SL-260	Ken
161	48 & 51	SL-261	Ken
162	51	SL-262	Ken
163	48 & 51	SL-263	Ken
164	48, 49 & 51	SL-264	Ken
165	48 & 49	SL-265	Ken
166	48 & 49	SL-266	Ken
167	49	SL-267	Ken
168	48, 51 & 52	SL-275	Ken
169	48 & 52	SL-276	Ken
170	52	SL-277	Ken
171	52	SL-278	Ken
172	51 & 52	SL-279	Ken
173	52	SL-280	Ken
174	52	SL-281	Ken
175	51 & 52	SL-282	Ken
176	52	SL-283	Ken
177	51	SL-290	Ken
178	51	SL-291	Ken
179	50	SL-292	Ken
180	50 & 51	SL-293	Ken
181	51	SL-294	Ken
182	51	SL-295	Ken
183	51	SL-296	Ken
184	51	SL-297	Ken
185	51	SL-298	Ken
186	50 & 51	SL-299	Ken
187	51 & 52	SL-310	Ken
188	51 & 52	SL-311	Ken
189	52	SL-312	Ken
190	52	SL-313	Ken
191	52	SL-314	Ken
192	52, 53 & 55	SL-315	Ken
193	52 & 55	SL-316	Ken
194	52 & 55	SL-317	Ken
195	51, 52 & 55	SL-318	Ken
196	51	SL-319	Ken
197	51	SL-320	Ken
198	55	SL-321	Ken
199	55	SL-322	Ken
200	55	SL-323	Ken
201	53 & 55	SL-324	Ken
202	51	SL-330	Ken
203	51	SL-331	Ken
204	51 & 55	SL-332	Ken
205	55	SL-333	Ken
206	51 & 55	SL-334	Ken
207	51 & 55	SL-335	Ken
208	51, 55 & 56	SL-336	Ken
209	51	SL-337	Ken
210	51	SL-338	Ken
211	51 & 55	SL-339	Ken
212	51, 55 & 56	SL-340	Ken
213	50, 51 & 56	SL-350	Ken
214	51 & 56	SL-351	Ken
215	55	SL-360	Ken
216	53, 54 & 55	SL-361	Ken
217	54 & 55	SL-362	Ken
218	54 & 55	SL-363	Ken
219	55 & 56	SL-364	Ken
220	55, 56 & 57	SL-365	Ken
221	55 & 57	SL-366	Ken
222	55 & 57	SL-367	Ken
223	52	SL-375	Ken
224	52 & 53	SL-376	Ken
225	53	SL-377	Ken
226	53	SL-378	Ken
227	52 & 53	SL-379	Ken
228	53	SL-380	Ken

Schedule 28

## Abbreviations:

Man for Manitoulin  
P.S. for Parry Sound  
Sud for Sudbury

Item	Column 1	Column 2	Column 3
1	58	SU-41	Sud
2	58	SU-42	Sud
3	58	SU-43	Sud
4	58	SU-54	Sud
5	58	SU-55	Sud
6	58	SU-56	Sud
7	58	SU-57	Sud
8	58	SU-58	Sud
9	58	SU-59	Sud
10	58	SU-60	Sud
11	58	SU-61	Sud
12	58	SU-68	Sud
13	58	SU-70	Man
14	58	SU-73	Sud
15	58	SU-74	Sud
16	58	SU-75	Sud
17	58	SU-76	Sud
18	58	SU-77	Sud
19	58	SU-78	Sud
20	58	SU-79	Sud
21	58	SU-80	Sud
22	58	SU-86	Man
23	58	SU-89	Sud
24	58	SU-90	Sud
25	58	SU-91	Sud
26	58	SU-92	Sud
27	58	SU-98	Sud
28	58	SU-99	Sud
29	58	SU-102	Man
30	58	SU-105	Sud
31	58	SU-106	Sud
32	58	SU-107	Sud
33	58	SU-108	Sud
34	58	SU-113	Sud
35	58	SU-114	Sud
36	58	SU-115	Man
37	58	SU-116	Man
38	58	SU-120	Sud
39	58	SU-121	Sud
40	58	SU-122	Sud
41	58	SU-127	Sud
42	58	SU-128	Sud
43	58	SU-129	Man & Sud
44	58	SU-130	Man
45	58	SU-131	Man
46	58	SU-132	Sud
47	58	SU-133	Sud
48	58	SU-134	Sud
49	58	SU-135	Sud
50	58	SU-140	Sud
51	58	SU-141	Sud
52	58	SU-142	Sud
53	58	SU-143	Sud
54	58	SU-144	P.S.
55	58	SU-145	Sud
56	58	SU-146	Sud
57	58	SU-147	Sud
58	58	SU-148	Sud
59	58	SU-149	Sud
60	58	SU-150	Sud
61	58	SU-151	Sud
62	58	SU-156	Sud
63	58	SU-157	Sud
64	58	SU-158	Sud
65	58	SU-159	Sud
66	58	SU-160	Sud
67	58	SU-161	Sud
68	58	SU-162	Sud
69	58	SU-163	Sud
70	58	SU-164	Sud
71	58	SU-169	Sud
72	58	SU-170	Sud
73	58	SU-171	Sud
74	58	SU-172	Sud
75	58	SU-173	Sud
76	58	SU-174	Sud
77	58	SU-175	Sud
78	58	SU-176	Sud
79	58	SU-177	Sud
80	58	SU-178	Sud
81	58	SU-179	Sud

Item	Column 1	Column 2	Column 3
82	58	SU-180	Sud
83	58	SU-181	Sud
84	58	SU-182	Sud
85	58	SU-183	Sud
86	58	SU-184	Sud
87	58	SU-185	Sud
88	58	SU-186	Sud
89	58	SU-187	Sud
90	58	SU-188	Sud
91	58	SU-189	Sud
92	58	SU-190	Sud
93	58	SU-191	Sud
94	58	SU-192	Sud
95	58	SU-193	Sud
96	58	SU-194	Sud
97	58	SU-195	Sud
98	58	SU-196	Sud
99	58	SU-197	Sud
100	58	SU-200	Sud
101	58	SU-201	Sud
102	58	SU-257	Sud
103	58	SU-265	Sud
104	58	SU-266	Sud
105	58	SU-267	Sud
106	58	SU-268	Sud
107	58	SU-269	Sud
108	58	SU-270	Sud
109	58	SU-272	P. S.
110	58	SU-273	P. S.
111	58	SU-274	P. S.
112	58	SU-275	P. S.
113	58	SU-276	P. S.
114	58	SU-277	Sud

O. Reg. 639/77, Sched. 28.

Schedule 29

## Abbreviations:

Nip for Nipissing  
Sud for Sudbury  
Tim for Timiskaming

Item	Column 1	Column 2	Column 3
1	59	TE-1	Nip, Tim & Sud
2	59	TE-2	Tim
3	59	TE-3	Tim
4	59	TE-4	Tim
5	59	TE-5	Tim
6	59	TE-6	Tim
7	59	TE-7	Tim
8	59	TE-8	Tim
9	59	TE-9	Tim
10	59	TE-10	Tim
11	59	TE-11	Tim & Nip
12	59	TE-12	Tim & Nip
13	59	TE-13	Tim
14	59	TE-15	Tim & Nip
15	59	TE-16	Tim & Nip
16	59	TE-17	Tim & Nip
17	59	TE-19	Nip
18	59	TE-20	Nip
19	59	TE-21	Tim & Nip
20	59	TE-22	Nip
21	59	TE-23	Nip
22	59	TE-24	Nip
23	59	TE-25	Nip
24	59	TE-26	Nip
25	70	TE-27	Nip
26	59	TE-28	Nip
27	59	TE-29	Nip
28	59	TE-31	Tim
29	70	TE-32	Nip

O. Reg. 639/77, Sched. 29; O. Reg. 850/78, s. 5.

## Schedule 30

## Abbreviations:

T.B. for Thunder Bay

				Item	Column 1	Column 2	Column 3
Item	Column 1	Column 2	Column 3				
				37	60	TR-38	T.B.
				38	60	TR-39	T.B.
				39	60	TR-40	T.B.
				40	60	TR-41	T.B.
1	60	TR-1	T.B.	41	60	TR-42	T.B.
2	60	TR-2	T.B.	42	60	TR-43	T.B.
3	60	TR-3	T.B.	43	60	TR-44	T.B.
4	60	TR-4	T.B.	44	60	TR-45	T.B.
5	60	TR-5	T.B.	45	60	TR-46	T.B.
6	60	TR-6	T.B.	46	60	TR-47	T.B.
7	71	TR-7	T.B.	47	60	TR-48	T.B.
8	71	TR-8	T.B.	48	60	TR-49	T.B.
9	60	TR-9	T.B.	49	60	TR-50	T.B.
10	60	TR-10	T.B.	50	60	TR-51	T.B.
11	60	TR-11	T.B.	51	60	TR-52	T.B.
12	60	TR-12	T.B.	52	60	TR-53	T.B.
13	60	TR-13	T.B.	53	60	TR-54	T.B.
14	60	TR-14	T.B.	54	60	TR-55	T.B.
15	60	TR-15	T.B.	55	60	TR-56	T.B.
16	60	TR-16	T.B.	56	60	TR-57	T.B.
17	60	TR-17	T.B.	57	60	TR-58	T.B.
18	60	TR-18	T.B.	58	60	TR-59	T.B.
19	60	TR-19	T.B.	59	60	TR-60	T.B.
20	60	TR-20	T.B.	60	60	TR-61	T.B.
21	60	TR-21	T.B.	61	60	TR-62	T.B.
22	60	TR-22	T.B.	62	60	TR-65	T.B.
23	60	TR-23	T.B.	63	60	TR-66	T.B.
24	60	TR-24	T.B.	64	60	TR-67	T.B.
25	60	TR-25	T.B.	65	60	TR-68	T.B.
26	60	TR-26	T.B.	66	60	TR-69	T.B.
27	60	TR-27	T.B.	67	60	TR-70	T.B.
28	60	TR-28	T.B.	68	60	TR-71	T.B.
29	60	TR-29	T.B.	69	60	TR-72	T.B.
30	60	TR-30	T.B.	70	60	TR-73	T.B.
31	60	TR-31	T.B.	71	60	TR-74	T.B.
32	60	TR-32	T.B.	72	60	TR-75	T.B.
33	60	TR-33	T.B.				
34	60	TR-34	T.B.				
35	60	TR-36	T.B.				
36	60	TR-37	T.B.				

O. Reg. 639/77, Sched. 30; O. Reg. 850/78, s. 6.



## Schedule 31

## Abbreviations:

T.B. for Thunder Bay

Item	Column 1	Column 2	Column 3	Item	Column 1	Column 2	Column 3
1	61	TB-4	T.B.	74	61	TB-93	T.B.
2	61	TB-10	T.B.	75	61	TB-94	T.B.
3	61	TB-12	T.B.	76	61	TB-95	T.B.
4	61	TB-13	T.B.	77	61	TB-96	T.B.
5	61	TB-14	T.B.	78	61	TB-97	T.B.
6	61	TB-15	T.B.	79	61	TB-98	T.B.
7	61	TB-16	T.B.	80	61	TB-99	T.B.
8	61	TB-21	T.B.	81	61	TB-100	T.B.
9	61	TB-22	T.B.	82	61	TB-101	T.B.
10	61	TB-23	T.B.	83	61	TB-102	T.B.
11	61	TB-24	T.B.	84	61	TB-103	T.B.
12	61	TB-25	T.B.	85	61	TB-104	T.B.
13	61	TB-26	T.B.	86	61	TB-105	T.B.
14	61	TB-27	T.B.	87	78	TB-106	T.B.
15	61	TB-29	T.B.	88	61	TB-107	T.B.
16	61	TB-30	T.B.	89	61	TB-108	T.B.
17	61	TB-31	T.B.	90	61	TB-109	T.B.
18	61	TB-33	T.B.	91	78	TB-111	T.B.
19	61	TB-34	T.B.	92	61	TB-112	T.B.
20	61	TB-35	T.B.	93	61	TB-113	T.B.
21	61	TB-36	T.B.	94	61	TB-114	T.B.
22	61	TB-37	T.B.	95	61	TB-115	T.B.
23	61	TB-41	T.B.	96	61	TB-117	T.B.
24	61	TB-42	T.B.	97	61	TB-118	T.B.
25	77	TB-43	T.B.	98	61	TB-120	T.B.
26	61	TB-44	T.B.	99	61	TB-121	T.B.
27	61	TB-45	T.B.	100	61	TB-123	T.B.
28	61	TB-46	T.B.	101	61	TB-124	T.B.
29	61	TB-47	T.B.	102	61	TB-125	T.B.
30	61	TB-48	T.B.	103	61	TB-126	T.B.
31	61	TB-49	T.B.	104	61	TB-128	T.B.
32	61	TB-50	T.B.	105	61	TB-129	T.B.
33	61	TB-51	T.B.	106	61	TB-130	T.B.
34	61	TB-52	T.B.	107	61	TB-131	T.B.
35	61	TB-53	T.B.	108	61	TB-132	T.B.
36	61	TB-54	T.B.	109	61	TB-133	T.B.
37	61	TB-55	T.B.	110	61	TB-134	T.B.
38	77	TB-56	T.B.	111	61	TB-135	T.B.
39	61	TB-57	T.B.	112	61	TB-136	T.B.
40	61	TB-58	T.B.	113	61	TB-137	T.B.
41	61	TB-59	T.B.	114	61	TB-138	T.B.
42	61	TB-60	T.B.	115	61	TB-139	T.B.
43	61	TB-61	T.B.	116	61	TB-140	T.B.
44	61	TB-62	T.B.	117	61	TB-141	T.B.
45	61	TB-63	T.B.	118	61	TB-142	T.B.
46	61	TB-64	T.B.	119	61	TB-143	T.B.
47	61	TB-65	T.B.	120	61	TB-144	T.B.
48	61	TB-66	T.B.	121	61	TB-145	T.B.
49	61	TB-67	T.B.	122	61	TB-147	T.B.
50	61	TB-68	T.B.	123	61	TB-148	T.B.
51	61	TB-69	T.B.	124	61	TB-149	T.B.
52	61	TB-70	T.B.	125	61	TB-150	T.B.
53	61	TB-72	T.B.	126	61	TB-151	T.B.
54	61	TB-73	T.B.	127	78	TB-152	T.B.
55	61	TB-74	T.B.	128	61	TB-153	T.B.
56	61	TB-75	T.B.	129	61	TB-154	T.B.
57	61	TB-76	T.B.	130	61	TB-158	T.B.
58	61	TB-77	T.B.	131	61	TB-159	T.B.
59	61	TB-78	T.B.	132	61	TB-161	T.B.
60	61	TB-79	T.B.	133	61	TB-162	T.B.
61	61	TB-80	T.B.	134	61	TB-163	T.B.
62	61	TB-81	T.B.	135	61	TB-164	T.B.
63	61	TB-82	T.B.	136	61	TB-165	T.B.
64	61	TB-83	T.B.	137	61	TB-166	T.B.
65	61	TB-84	T.B.	138	61	TB-167	T.B.
66	77	TB-85	T.B.	139	61	TB-170	T.B.
67	61	TB-86	T.B.	140	61	TB-172	T.B.
68	61	TB-87	T.B.	141	61	TB-173	T.B.
69	61	TB-88	T.B.	142	61	TB-176	T.B.
70	61	TB-89	T.B.	143	61	TB-184	T.B.
71	61	TB-90	T.B.	144	61	TB-193	T.B.
72	61	TB-91	T.B.	145	61	TB-194	T.B.
73	61	TB-92	T.B.	146	76	TB-146	T.B.
				147	77	TB-17	T.B.
				148	77	TB-38	T.B.
				149	77	TB-71	T.B.
				150	78	TB-119	T.B.
				151	78	TB-157	T.B.

O. Reg. 639/77, Sched. 31; O. Reg. 925/79, s. 6.

Schedule 32

Abbreviations:

Co for Cochrane  
Sud for Sudbury  
Tim for Timiskaming

Item	Column 1	Column 2	Column 3
1	62	TI-1	Sud & Tim
2	62	TI-2	Sud
3	62	TI-3	Tim
4	62	TI-4	Tim
5	62	TI-5	Sud & Tim
6	62	TI-6	Sud
7	62	TI-7	Sud
8	62	TI-8	Sud
9	62	TI-9	Sud & Tim
10	62	TI-10	Co
11	62	TI-11	Tim
12	62	TI-12	Tim
13	62	TI-13	Tim & Co
14	62	TI-14	Tim & Co
15	62	TI-15	Tim & Sud
16	62	TI-16	Tim & Sud
17	62	TI-17	Tim, Co & Sud
18	62	TI-18	Tim, Co & Sud
19	62	TI-19	Tim & Co
20	62	TI-20	Co
21	62	TI-21	Tim & Co
22	62	TI-22	Tim & Co
23	62	TI-23	Co
24	62	TI-24	Tim & Co
25	62	TI-25	Co
26	62	TI-26	Co
27	62	TI-27	Sud & Tim
28	62	TI-28	Co
29	62	TI-29	Sud & Co
30	62	TI-30	Sud & Tim
31	62	TI-31	Co
32	62	TI-32	Co
33	62	TI-33	Co
34	62	TI-34	Sud & Tim
35	62	TI-35	Co
36	62	TI-36	Co
37	62	TI-37	Co
38	62	TI-38	Co
39	62	TI-39	Co
40	62	TI-40	Co
41	62	TI-41	Co
42	62	TI-42	Sud & Co
43	62	TI-43	Co
44	62	TI-44	Co
45	62	TI-45	Tim

O. Reg. 639/77, Sched. 32.

Schedule 33

Abbreviations:

Fro for Frontenac  
Has for Hastings  
L&A for Lennox and Addington  
Lan for Lanark  
Ren for Renfrew

Item	Column 1	Column 2	Column 3
1	63	TW-1	Has
2	63	TW-3	Has
3	63	TW-4	Has
4	63	TW-5	Has
5	63	TW-6	Has
6	63	TW-7	Has
7	63	TW-8	Has
8	63	TW-11	L&A
9	79	TVV-12	Has & L&A
10	63	TW-13	L&A
11	63	TW-14	L&A
12	63	TW-15	L&A
13	79	TVV-16	L&A
14	63	TW-17	L&A
15	63	TW-18	L&A
16	63	TW-19	L&A
17	63	TW-20	L&A
18	63	TW-21	L&A
19	63	TW-22	L&A
20	63	TW-23	L&A
21	63	TW-24	L&A
22	79	TVV-25	L&A
23	63	TW-26	Fro
24	63	TW-27	Fro
25	63	TW-28	L&A
26	63	TW-29	Fro
27	63	TW-30	Fro & L&A
28	63	TW-31	Fro
29	63	TW-32	Fro
30	63	TW-33	Fro & L&A
31	63	TW-34	Fro
32	63	TW-35	Fro
33	63	TW-36	Fro
34	63	TW-37	Fro
35	63	TW-38	Fro
36	63	TW-39	Fro
37	63	TW-41	Fro
38	63	TW-42	Fro
39	63	TW-44	Fro
40	63	TW-45	Fro
41	63	TW-46	Fro
42	63	TW-47	Fro, Lan & Ren
43	63	TW-48	Fro
44	63	TW-49	Fro
45	63	TW-50	Fro
46	81	TW-2	Ren
47	81	TW-13	Ren
48	81	TW-9	Has
49	81	TW-10	Has

O. Reg. 639/77, Sched. 33; O. Reg. 925/79, s. 7;  
O. Reg. 805/80, s. 7.

Schedule 34				Item	Column 1	Column 2	Column 3
Abbreviations							
Al for Algoma							
Sud for Sudbury							
T.B. for Thunder Bay							
Item	Column 1	Column 2	Column 3				
1	82	WA-1	T.B. & Al	62	82	WA-56	Al
2	82	WA-2	T.B. & Al	63	82	WA-57	Al
3	82	WA-3	Al	64	82	WA-45	Al
4	82	WA-4	Al	65	82	WA-44	Al
5	82	WA-5	Al & T.B.	66	82	WA-58	Al
6	82	WA-7	T.B.	67	82	WA-62	Al
7	82	WA-8	T.B.	68	82	WA-63	Al
8	82	WA-9	T.B.	69	82	WA-64	Al
9	82	WA-10	T.B.	70	82	WA-73	Al
10	82	WA-11	T.B.	71	82	WA-74	Al
11	82	WA-6	Al & T.B.	72	82	WA-75	Al
12	82	WA-12	Al & T.B.	73	82	WA-76	Al
13	82	WA-13	Al	74	82	WA-61	Al
14	82	WA-14	Al	75	82	WA-59	Al
15	82	WA-15	Al	76	82	WA-60	Al
16	82	WA-16	Al	77	82	WA-78	Al
17	82	WA-17	Al	78	82	WA-77	Al
18	82	WA-26	Al	79	82	WA-81	Al
19	82	WA-27	Al	80	82	WA-82	Al
20	82	WA-28	Al	81	82	WA-83	Al
21	82	WA-36	T.B. & Al	82	82	WA-84	Al
22	82	WA-29	Al & T.B.	83	82	WA-85	Al
23	82	WA-30	T.B.	84	82	WA-86	Al
24	82	WA-31	T.B.	85	82	WA-80	Al
25	82	WA-32	T.B.	86	82	WA-79	Al & Sud
26	82	WA-33	T.B.	87	82	WA-88	Al
27	82	WA-122	T.B.	88	82	WA-87	Al
28	82	WA-34	T.B.	89	82	WA-92	Al
29	82	WA-35	T.B. & Al	90	82	WA-93	Al
30	82	WA-37	T.B. & Al	91	82	WA-94	Al
31	82	WA-50	Al	92	82	WA-95	Al
32	82	WA-38	Al	93	82	WA-96	Al
33	82	WA-39	Al	94	82	WA-97	Al
34	82	WA-18	Al	95	82	WA-98	Al
35	82	WA-19	Al	96	82	WA-99	Al
36	82	WA-20	Al	97	82	WA-100	Al
37	82	WA-21	Al	98	82	WA-101	Al
38	82	WA-22	Al	99	82	WA-91	Al
39	82	WA-23	Al	100	82	WA-90	Al & Sud
40	82	WA-24	Al	101	82	WA-89	Al & Sud
41	82	WA-25	Al	102	82	WA-102	Al & Sud
42	82	WA-40	Al	103	82	WA-104	Al
43	82	WA-41	Al	104	82	WA-105	Al
44	82	WA-42	Al	105	82	WA-106	Al
45	82	WA-43	Al	106	82	WA-107	Al
46	82	WA-46	Al	107	82	WA-108	Al
47	82	WA-47	Al	108	82	WA-109	Al
48	82	WA-48	Al	109	82	WA-110	Al
49	82	WA-49	Al	110	82	WA-111	Al
50	82	WA-53	Al	111	82	WA-103	Al & Sud
51	82	WA-65	Al	112	82	WA-112	Al & Sud
52	82	WA-66	Al	113	82	WA-113	Al
53	82	WA-52	Al & T.B.	114	82	WA-114	Al
54	82	WA-71	Al & T.B.	115	82	WA-115	Al
55	82	WA-51	T.B.	116	82	WA-116	Al
56	82	WA-68	T.B. & Al	117	82	WA-117	Al
57	82	WA-69	T.B.	118	82	WA-118	Al
58	82	WA-70	T.B.	119	82	WA-119	Al
59	82	WA-72	Al	120	82	WA-120	Al & Sud
60	82	WA-54	Al	121	82	WA-121	Al & Sud
61	82	WA-55	Al	122	82	WA-123	T.B.
				123	82	WA-67	Al & T.B.

O. Reg. 805/80, s. 9.

## REGULATION 437

under the Game and Fish Act

### WATERS SET APART—FROGS

1. The waters described in the Schedule are set apart for the conservation of frogs.

#### Schedule

All that part of Nogies Creek in the townships of Galway and Harvey in the County of Peterborough, lying south of the dam at the southerly extremity of Bass Lake in the said Township of Galway, and lying within lots 9 and 10 in Concession I and Lot 9 in Concession II in the said Township of Galway and lots 27, 28, 29 and 30 in Concession XVII and lots 27, 28, 29, 30, 31 and 32 in Concession XVI in the said Township of Harvey. O. Reg. 528/78, s. 1.





## REGULATION 438

under the Game and Fish Act

### WOLVES AND BLACK BEARS IN CAPTIVITY

1. A licence to keep a live male wolf in captivity in an immovable cage or pen shall be in Form 1. R.R.O. 1970, Reg. 379, s. 1.

2. A licence to keep a live male wolf in captivity is subject to the terms and conditions that the holder of the licence,

- (a) keep the wolf in an immovable cage or pen in accordance with the specifications in the Schedule;
- (b) observe the specifications in the Schedule;
- (c) supply food and water at twelve-hour intervals to the wolf kept in captivity; and
- (d) keep the cage or pen in a sanitary condition. R.R.O. 1970, Reg. 379, s. 2.

3. A licence in Form 1 expires with the 31st day of December of the year in which it is issued. R.R.O. 1970, Reg. 379, s. 3.

4. A licence to keep a live male black bear in captivity in an immovable cage or pen shall be in Form 2. O. Reg. 392/73, s. 2, *part*.

5. The conditions set out in section 2 apply with necessary modifications to a licence to keep a live male black bear in captivity. O. Reg. 392/73, s. 2, *part*.

6. A licence in Form 2 expires with the 31st day of December of the year in which it is issued. O. Reg. 392/73, s. 2, *part*.

### Schedule

The immovable cage or pen shall,

- (a) have a floor area of not less than 150 square feet as shown in Figure 1;
- (b) be erected on a minimum 4" concrete slab constructed as shown in Figure 2;
- (c) have an overall height of not less than 6' 0" as shown in Figure 3;
- (d) be constructed of material not less than 2" x 2" x 3/16" angle iron or 2" diameter galvanised pipe as shown in Figure 3 and enclosed by chain link fence with a mesh size not more than 2" x 2", of number 8 gauge or

heavier wire secured at the bottom edge to the angle iron installed 2" above the concrete slab;

- (e) be completely covered with a roof constructed of materials other than transparent or translucent materials with an overhang all around of not less than 18"; and
- (f) have weatherproof sleeping quarters of a size not less than 30" x 30".

FIG. 1

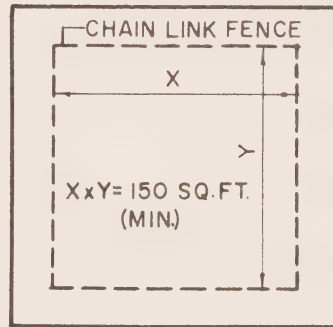


FIG. 2

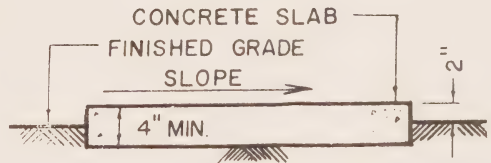
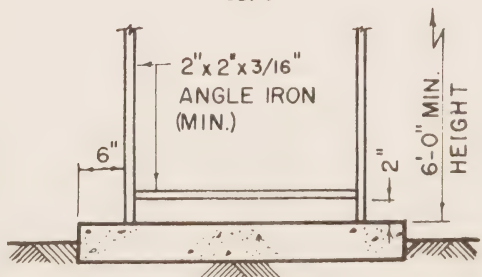


FIG. 3



R.R.O. 1970, Reg. 379, Sched.

Form 1

LICENCE TO KEEP A WOLF IN CAPTIVITY

No.....

Ministry of Natural Resources

Under the *Game and Fish Act* and the regulations and subject to the limitations thereof, this licence is issued to:

.....  
(name)

of .....  
(address)

to keep in captivity one (1) live male wolf in an immovable cage or pen at:

.....

This licence expires with the 31st day of December, 19....

Issued at.....

.....  
(signature of issuer) (signature of licensee)

.....  
(date)

R.R.O. 1970, Reg. 379, Form 1.

Form 2

LICENCE TO KEEP A BLACK BEAR IN CAPTIVITY

No.....

Ministry of Natural Resources

Under the *Game and Fish Act* and the regulations and subject to the limitations thereof, this licence is issued to:

.....  
(name)

of .....  
(address)

to keep in captivity one (1) live male black bear in an immovable cage or pen at:

.....

This licence expires with the 31st day of December, 19....

Issued at.....

.....  
(signature of issuer) (signature of licensee)

.....  
(date)

O. Reg. 392/73, s. 3.

















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